



**The Meeting Transcript of
The Los Angeles County
Board of Supervisors**



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1 [There was no reportable action as a result of the
2 Board of Supervisors' closed session held today.]

3
4
5
6 **SUP. BURKE, CHAIR:** THIS MORNING, THE INVOCATION WILL BE BY
7 PASTOR MILDRED POOLE FROM SYCAMORE PARK FOURSQUARE CHURCH IN
8 LOS ANGELES FROM THE FIRST DISTRICT. THE PLEDGE WILL BE BY
9 THOMAS E. HANSON, COMMANDER OF MILITARY ORDER OF WORLD WARS,
10 CHAPTER NUMBER 134, SAN FERNANDO VALLEY, FROM THE 5TH
11 DISTRICT. REVEREND POOLE? PLEASE STAND.

12
13 **PASTOR MILDRED POOLE:** OUR GRACIOUS AND BE KIND, LOVING,
14 HEAVENLY FATHER, WE COME TO YOU TODAY WITH THANKSGIVING IN OUR
15 HEARTS FOR ALL OF THE PEOPLE OF THE GREAT LOS ANGELES COUNTY
16 DISTRICT. WE COME, LORD, THANKING YOU FOR ALL OF THE PEOPLE
17 WHO MAKE UP THIS DISTRICT, SMALL TOWNS, COMMUNITIES, AND
18 CITIES. AND WE PRAY FOR EACH INDIVIDUAL TODAY, LORD, FOR THEM.
19 WE PRAY THAT YOU WILL BLESS THEM AND ENCOURAGE THEM IN THEIR
20 HOPES THAT TOMORROW WILL EVEN BE A GREATER TOMORROW THAN THIS
21 WONDERFUL DAY TODAY. WE ASK YOUR BLESSING, LORD, UPON THEM AND
22 THEIR HOMES. AND WE THANK YOU FOR THESE OUR LEADERS THAT ARE
23 GATHERED HERE TODAY. WE THANK YOU, LORD, FOR THE WORK THAT
24 THEY DO AND WE PRAY THAT YOU WILL GRANT THEM WISDOM AND
25 KNOWLEDGE BEYOND THEIR OWN UNDERSTANDING, FOR THEY HAVE MANY



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1 TASKS THAT ARE DIFFICULT TO PERFORM. AND WE ASK, O LORD, THAT
2 YOU WILL GIVE THEM INNOVATIVE AND GREAT SOLUTIONS TO PROBLEMS
3 THAT THEY FACE FROM TIME TO TIME. WE PRAY THAT YOU WILL HONOR
4 THEIR PLANS AND PROGRAMS THAT THEY INITIATE FOR THE BETTERMENT
5 OF OUR COMMUNITY AND OUR TOWNS AND CITIES AS WELL. WE ASK,
6 LORD, THAT THE LIVES OF THOSE THAT THEY REPRESENT WILL BE MADE
7 BETTER BECAUSE OF THEIR EFFORTS. AND EVEN AS WE HAVE ASKED
8 YOUR BLESSING UPON THIS GOVERNING BOARD OF SUPERVISORS TODAY,
9 WE PRAY, FATHER, THAT YOU WILL BLESS THEM ALL INDIVIDUALLY. WE
10 PRESENT THEM AS INDIVIDUALS BEFORE YOU TODAY. THEY SERVE US
11 WELL, GIVING SO GENEROUSLY OF THEIR TIME AND THEIR EFFORTS,
12 WORKING TIRELESSLY AND MANY TIMES SACRIFICIALLY IN ORDER TO
13 MAKE THE LIVES OF THOSE THEY SERVE BETTER. WE ASK, LORD, THAT
14 YOU WILL HONOR THEM. WE ASK THAT YOU WILL BLESS THEM WITH
15 HEALTH AND STRENGTH. WE PRAY THAT YOUR ADVICE AND YOUR WELCOME
16 TO THEM WILL ALWAYS CAUSE THEM TO FEEL YOUR ASSISTANCE IN TIME
17 OF NEED. AND WE ASK, LORD, THAT YOU WILL BLESS THEIR FAMILIES,
18 BLESS THEIR HOMES. AND WE PRAY THAT YOU WILL GIVE THEM, LORD,
19 HEARTS THAT WILL ALWAYS ACKNOWLEDGE THAT WE NEED A POWER
20 GREATER THAN OURSELVES. THANK YOU FOR THEM. AND SO WE ASK
21 TODAY, LORD, THAT YOU WILL, AS YOU HAVE PROMISED, TO BE TO US
22 A GOD WHO HEARS AND A GOD WHO ANSWERS PRAYER. WE KNOW THIS IN
23 EXPERIENCE, AND SO WE COMMIT, LORD, TO YOU AGAIN OUR GREAT
24 COUNTY AND ALL OF ITS LEADERS INTO YOUR HANDS AND KEEPING. WE
25 PRAY THAT YOU WILL BLESS EACH ONE HERE TODAY, EVERY PERSON IN



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1 THIS ROOM. WE ASK, LORD, THAT YOU WILL GIVE THEM THE
2 CONFIDENCE THAT YOU ARE A GOD WHO DOES HEAR AND ANSWER PRAYER.
3 LET THEM SENSE YOUR PRESENCE IN THEIR LIVES TO BLESS AND TO
4 GIVE THEM JOY AND STRENGTH AND TO HELP IN TIME OF NEED. AND
5 ONCE AGAIN, WE THANK YOU FOR BEING WITH US TODAY AND FOR
6 HEARING AND ANSWERING PRAYER. AMEN.

7

8 **THOMAS E. HANSON:** PLEASE FACE OUR NATION'S FLAG, PLACE YOUR
9 RIGHT HAND OVER YOUR HEART, AND JOIN ME IN THE PLEDGE OF
10 ALLEGIANCE. [PLEDGE OF ALLEGIANCE]

11

12 **SUP. BURKE, CHAIR:** SUPERVISOR MOLINA, IS SHE ON HER WAY? AND
13 SUPERVISOR ANTONOVICH I THINK IS ON HIS WAY, SO WE WILL -- OH,
14 HE'S NOT HERE TODAY. THEN I HAVE THE PLEASURE.

15

16 **THOMAS E. HANSON:** YES, MA'AM.

17

18 **SUP. BURKE, CHAIR:** OKAY. WELL, YOU'VE BEEN WITH US SO MANY
19 TIMES AND WE APPRECIATE SO MUCH AND YOU'RE THE COMMANDER ORDER
20 OF WORLD WARS. AND I DON'T HAVE -- I HAVE IT HERE. ALL YOUR
21 BACKGROUND FROM -- WE'RE GOING TO GIVE IT AGAIN ANYHOW. HE WAS
22 IN THE MILITARY FROM '48 TO '52, SERGEANT FIRST CLASS. AND HE
23 WAS AT ONE TIME THE CHAIR OF THE DEPARTMENT AND STATE
24 COMMANDERS OF VETERANS ORGANIZATIONS, COMMANDER OF CENTRAL
25 CALIFORNIA DEPARTMENT MILITARY ORDER OF THE WORLD WARS. HE



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1 SERVED IN THE NAVY AND THE 29TH INFANTRY REGIMENT IN KOREA. HE
2 HAS A GOOD CONDUCT MEDAL, NATIONAL DEFENSE SERVICE MEDAL,
3 KOREA SERVICE MEDAL AND, OF COURSE, HE WAS CORPORATE EXECUTIVE
4 FOR PACIFIC AIR TRANSPORTATION AND HE HAS BEEN IN THAT
5 DISTRICT FOR EIGHT YEARS, BUT HE WENT TO SANTA MONICA CITY
6 COLLEGE. VERY PLEASED TO HAVE YOU WITH US TODAY. [APPLAUSE]

7

8 **CLERK SACHI HAMAI:** GOOD MORNING, MADAM CHAIR, MEMBERS OF THE
9 BOARD. WE WILL BEGIN TODAY'S AGENDA ON PAGE 3, AGENDA FOR THE
10 MEETING OF THE COMMUNITY DEVELOPMENT COMMISSION, ITEMS 1-D
11 THROUGH 5-D.

12

13 **SUP. BURKE, CHAIR:** MOVED BY KNABE, SECONDED BY YAROSLAVSKY.
14 WITHOUT OBJECTION, SO ORDERED.

15

16 **CLERK SACHI HAMAI:** AGENDA FOR THE MEETING OF THE HOUSING
17 AUTHORITY, ITEMS 1-H AND 2-H. ON ITEM 1-H, AS INDICATED ON THE
18 SUPPLEMENTAL AGENDA, THE ACTING EXECUTIVE DIRECTOR REQUESTS
19 THAT THIS ITEM BE REFERRED BACK TO THE HOUSING AUTHORITY.

20

21 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION, SO ORDERED.

22

23 **CLERK SACHI HAMAI:** 2-H IS BEFORE YOU.

24



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1 **SUP. BURKE, CHAIR:** MOVED BY KNABE, SECONDED BY YAROSLAVSKY.

2 WITHOUT OBJECTION, SO ORDERED.

3

4 **CLERK SACHI HAMAI:** AGENDA FOR THE MEETING OF THE REGIONAL PARK

5 AND OPEN SPACE DISTRICT, ITEM 1-P.

6

7 **SUP. BURKE, CHAIR:** MOVED BY YAROSLAVSKY, SECONDED BY KNABE.

8 WITHOUT OBJECTION, SO ORDERED.

9

10 **CLERK SACHI HAMAI:** BOARD OF SUPERVISORS, ITEMS 1 THROUGH 4.

11

12 **SUP. BURKE, CHAIR:** MOVED BY KNABE, SECONDED BY YAROSLAVSKY.

13 WITHOUT OBJECTION, SO ORDERED.

14

15 **CLERK SACHI HAMAI:** CONSENT CALENDAR, ITEMS 5 THROUGH 59. ON

16 ITEM NUMBER 5, SUPERVISOR YAROSLAVSKY REQUESTS THAT THIS ITEM

17 BE CONTINUED TO NOVEMBER 25TH, 2008.

18

19 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION.

20

21 **CLERK SACHI HAMAI:** ON ITEM NUMBER 6, THIS IS A FOUR-VOTE

22 MATTER AND WE WILL HOLD IT FOR FOUR VOTES.

23

24 **SUP. BURKE, CHAIR:** THAT'S ITEM 6 WE'LL HOLD.

25



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1 **CLERK SACHI HAMAI:** ITEM 6. ITEM NUMBER 11, SUPERVISOR MOLINA
2 REQUESTS THAT THIS ITEM BE HELD.

3

4 **SUP. BURKE, CHAIR:** WE'RE HOLDING 11.

5

6 **CLERK SACHI HAMAI:** ON ITEM NUMBER 18, AS INDICATED ON THE
7 SUPPLEMENTAL AGENDA, THE ACTING EXECUTIVE DIRECTOR REQUESTS
8 THAT THIS ITEM BE REFERRED BACK TO THE HOUSING AUTHORITY.

9

10 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION ON 18, IT WILL BE
11 REFERRED BACK.

12

13 **CLERK SACHI HAMAI:** ON ITEM NUMBER 20, THIS IS A 4-VOTE MATTER
14 AND WE WILL NEED TO HOLD FOR FOUR VOTES. AND THE REMAINING
15 ITEMS ON THE CONSENT CALENDAR ARE BEFORE YOU.

16

17 **SUP. BURKE, CHAIR:** MOVED BY KNABE, SECONDED BY YAROSLAVSKY.
18 WITHOUT OBJECTION, SO ORDERED.

19

20 **CLERK SACHI HAMAI:** WE'RE NOW ON PAGE 21, ORDINANCES FOR
21 INTRODUCTION, ITEMS 60 THROUGH 63. ON ITEM NUMBER 60,
22 SUPERVISOR YAROSLAVSKY REQUESTS THAT THIS ITEM BE CONTINUED TO
23 NOVEMBER 25TH, 2008.

24

25 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION.



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1

CLERK SACHI HAMAI: ON ITEM NUMBER 61, THIS IS AN ORDINANCE TO
EXTEND THROUGH DECEMBER 31ST, 2009, THE TERM OF THE ELECTRICAL
DISTRIBUTION FRANCHISE GRANTED TO THE SOUTHERN CALIFORNIA
EDISON COMPANY, A CORPORATION BY ORDINANCE NUMBER 7062 AS
AMENDED AND ON THIS ITEM, SUPERVISOR MOLINA REQUESTS THAT THE
ITEM BE HELD. ON ITEM NUMBER 62, THIS IS AN ORDINANCE AMENDING
TITLE 3, ADVISORY COMMISSIONS AND COMMITTEES OF THE LOS
ANGELES COUNTY CODE RELATING TO CHAPTER 3.59 TREASURY
OVERSIGHT COMMITTEE.

11

SUP. BURKE, CHAIR: MOVED BY YAROSLAVSKY, SECONDED BY KNABE.
WITHOUT OBJECTION, SO ORDERED.

14

CLERK SACHI HAMAI: ON ITEM NUMBER 63, THIS IS AN ORDINANCE TO
EXTEND THROUGH DECEMBER 31ST, 2009, THE TERM OF A GAS PIPELINE
FRANCHISE GRANTED TO SOUTHERN CALIFORNIA GAS CO., A
CORPORATION BY ORDINANCE NUMBER 6765, AS AMENDED.

19

SUP. BURKE, CHAIR: MOVED BY KNABE, SECONDED BY YAROSLAVSKY,
AND WE'LL NOTE THAT SUPERVISOR MOLINA DID NOT VOTE ON THAT.

22

CLERK SACHI HAMAI: ON DISCUSSION ITEMS, ITEMS 64 AND 65. ON
ITEM 64, WE WILL HOLD FOR A DISCUSSION. ON ITEM NUMBER 65, WE
WILL HOLD FOR THE PUBLIC HEARING. ON PAGE 23, MISCELLANEOUS,

25



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1 ADDITIONS TO THE AGENDA WHICH WERE POSTED MORE THAN 72 HOURS
2 IN ADVANCE OF THE MEETING, AS INDICATED ON THE SUPPLEMENTAL
3 AGENDA, ITEM 66-A.

4

5 **SUP. BURKE, CHAIR:** MOVED BY BURKE, SECONDED BY YAROSLAVSKY.
6 WITHOUT OBJECTION, SO ORDERED.

7

8 **CLERK SACHI HAMAI:** ON ITEM 66-B, SUPERVISOR ANTONOVICH
9 REQUESTS THAT THIS ITEM BE CONTINUED TO NOVEMBER 18TH, 2008,
10 AND SUPERVISOR MOLINA AND MEMBERS OF THE PUBLIC REQUEST THAT
11 THIS ITEM BE HELD. 66-B.

12

13 **SUP. BURKE, CHAIR:** WILL WE BE CONTINUING THAT? WE'LL HAVE THE
14 HEARING.

15

16 **CLERK SACHI HAMAI:** WE'LL HOLD IT?

17

18 **SUP. BURKE, CHAIR:** WE'LL HOLD IT AND THEN I GUESS DETERMINE
19 WHETHER OR NOT TO CONTINUE IT.

20

21 **CLERK SACHI HAMAI:** ON PAGE 25, NOTICES OF CLOSED SESSION. ON
22 ITEM CS-1, SUPERVISOR MOLINA AND SUPERVISOR YAROSLAVSKY
23 REQUEST THAT THIS ITEM BE CONTINUED TO NOVEMBER 18TH, 2008.

24

25 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION.



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1

2 **CLERK SACHI HAMAI:** AND THAT COMPLETES THE READING OF THE
3 AGENDA. BOARD OF SUPERVISORS, SPECIAL ITEMS BEGINS WITH
4 SUPERVISORIAL DISTRICT NUMBER 1.

5

6 **SUP. DON KNABE:** (OFF-MIKE).

7

8 **CLERK SACHI HAMAI:** WE WERE HOLDING IT.

9

10 **SUP. BURKE, CHAIR:** IT'S HELD AND THEN THE QUESTION IS WHETHER
11 OR NOT WE CONTINUE IT AND HAVE ANOTHER HEARING AFTER THIS ONE,
12 UNLESS THE DECISION IS MADE TO CONTINUE THE WHOLE HEARING.

13

14 **SUP. YAROSLAVSKY:** --IT'S A SENSITIVE ISSUE. ANYWAY, WE'LL DEAL
15 WITH IT.

16

17 **SUP. BURKE, CHAIR:** ALL RIGHT. IS SUPERVISOR MOLINA HERE NOW?
18 DOES SHE WANT TO COME OUT OR DOES SHE WANT US TO GO ON AND DO
19 -- ALL RIGHT. DO YOU WANT ME TO DO THAT? SUPERVISOR MOLINA HAS
20 BEEN DETAINED. PASTOR POOLE, THANK YOU SO MUCH FOR JOINING US,
21 AND YOU HAVE BEEN WITH THE SAME SYCAMORE FOURSQUARE CHURCH IN
22 NORTHEAST LOS ANGELES FOR 65 YEARS. MY GOODNESS, THAT'S
23 IMPRESSIVE. WE APPLAUD HER COMPASSIONATE LEADERSHIP AND
24 SPIRITUAL GUIDANCE THAT SHE PROVIDES TO HER THRIVING
25 CONGREGATION. THE CHURCH OFFERS A VARIETY OF OUTREACH TO ITS



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1 CONGREGANTS AND THE LOCAL COMMUNITY INCLUDING ADULT, TEEN AND
2 MUSIC MINISTRIES. ALSO THE CHURCH IS DEDICATED TO HELP
3 STRUGGLING SINGLE MOTHERS AND HOMELESS INDIVIDUALS. WE EXTEND
4 OUR HEARTFELT APPRECIATION, REVEREND POOLE. THANK YOU SO MUCH
5 FOR BEING WITH US. [APPLAUSE]

6

7 **SUP. BURKE, CHAIR:** I HAVE THE PRODUCTIVITY AWARDS THAT WE'LL
8 DO AND WANT TO CONGRATULATE ALL THE EMPLOYEES IN DEPARTMENTS
9 WHO PARTICIPATED IN THIS YEAR'S 22ND ANNUAL PRODUCTIVITY AND
10 QUALITY AWARDS PROGRAM, THE POWER OF PRODUCTIVITY. IN 1981,
11 THE QUALITY AND PRODUCTIVITY COMMISSION WAS FOUNDED TO LEAD
12 THE WAY IN CARRYING OUT A PROGRAM OF PRODUCTIVITY IMPROVEMENT
13 IN THE COUNTY. SINCE THAT TIME, THE COMMISSION HAS RECOGNIZED
14 CREATIVE PROGRAMS WHICH PROVIDE THE HIGHEST LEVEL OF PUBLIC
15 SERVICE, WHILE REMAINING COMMITTED TO A MORE EFFICIENT
16 GOVERNMENT. OVER THE PAST 22 YEARS, THE COMMISSION HAS HONORED
17 PROGRAMS THAT HAVE SAVED THE COUNTY AN ESTIMATED \$3.2 BILLION.
18 TODAY WE CELEBRATE THE COMMISSION'S SPECIAL AWARDS AND TOP 10
19 AWARD WINNERS. HOWEVER, WE NEED ALSO TO ACKNOWLEDGE ALL OF THE
20 102 COUNTY PROGRAMS THAT COMPETED FOR THESE TOP HONORS. I
21 ESPECIALLY WANT TO THANK THE QUALITY AND PRODUCTIVITY
22 COMMISSION FOR EXCEPTIONAL LEADERSHIP IN SHOWCASING THESE
23 PRACTICES, PRACTICES, WHICH ARE OFTEN MODELED BY OTHER COUNTY
24 DEPARTMENTS AND GOVERNMENT AGENCIES, AND I WANT TO ACKNOWLEDGE
25 THE COMMISSION CHAIR, AL LEGA AND AWARD COMMITTEE CHAIR,



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1 EVELYN GUTIERREZ, FOR THEIR DEDICATION. WHERE ARE THEY?
2 THEY'RE OVER THERE. AND COMMISSIONER LEGA WOULD LIKE TO SAY A
3 FEW WORDS.
4
5 **COMMISSIONER AL LEGA:** THANK YOU, SUPERVISOR BURKE.
6 CONGRATULATIONS TO A TOP AWARD WINNERS IN THE 102 PROJECTS WHO
7 COMPETED IN THE 22ND ANNUAL PRODUCTIVITY AWARDS. THESE
8 EXCELLENT PROJECTS REFLECT THE CREATIVITY, INNOVATION, AND
9 INGENUITY OF COUNTY EMPLOYEES AND THEY DEMONSTRATE THE POWER
10 OF PRODUCTIVITY. ON A DAILY BASIS, COUNTY EMPLOYEES SEEK TO
11 IMPROVE PROGRAMS, RESOLVE PROBLEMS AND FIND COST EFFECTIVE
12 WAYS OF DELIVERING THE BEST PUBLIC SERVICE POSSIBLE. WE HONOR
13 THEIR EFFORTS IN DEVELOPING THESE AMAZING PROGRAMS WHICH
14 ENHANCE SERVICE AND PRODUCE COST SAVINGS AND IMPROVE THE LIVES
15 OF PEOPLE IN OUR COUNTY. I WANT TO PUBLICLY THANK BEVERLY
16 YATES, OUR PRODUCTIVITY NETWORK CHAIR, FOR HER DEDICATION AND
17 LOYALTY TO THE COMMISSION. I ALSO WANT TO THANK RICHARD GAUSSE
18 AND CHARLOTTE GUINN, THE COMMISSION'S PRODUCTIVITY AWARD CO-
19 CHAIRS. THESE REMARKABLE MANAGERS PRODUCED A SPECTACULAR
20 AWARDS PROGRAM, THE BEST TO DATE. ALSO, THE COMMISSION
21 APPLAUDS ALL THE AWARD WINNING DEPARTMENT PROGRAM MANAGERS
22 THAT ARE HERE TODAY. WE ARE VERY PROUD TO HONOR YOU FOR
23 REFLECTING THE HIGHEST STANDARDS OF SERVICE EXCELLENCE AND
24 YOUR OUTSTANDING CONTRIBUTIONS TO THE COUNTY OF LOS ANGELES.
25



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1 **SUP. BURKE, CHAIR:** AND NOW WILL THE OTHER SUPERVISORS LIKE TO
2 JOIN ME AS WE PRESENT THESE TEAMS. ONE, THE ARTHUR GUTENBERG
3 BEST OVERALL-TECHNOLOGY AWARD IS PRESENTED TO THE SHERIFF'S
4 DEPARTMENT FOR THE 21ST CENTURY PATROL CAR. CAN WE HAVE THE
5 OTHER SUPERVISORS?

6

7 **SUP. KNABE:** OH, I THOUGHT YOU WERE GOING TO READ WHAT THE
8 PROGRAM WAS ABOUT.

9

10 **SUP. BURKE, CHAIR:** WELL, NOT NOW.

11

12 **SUP. KNABE:** OH.

13

14 **SUP. BURKE, CHAIR:** IF IT'S THE ONE I THINK IT IS -- (OFF-
15 MIKE). CONGRATULATIONS. SORRY YOU HAD TO WAIT UP HERE SO LONG.
16 THANK YOU. CONGRATULATIONS. [APPLAUSE]

17

18 **SUP. BURKE, CHAIR:** THE BEST APPLICATION OF TECHNOLOGY AWARD IS
19 PRESENTED TO THE PUBLIC LIBRARY WITH CHIEF INFORMATION OFFICE,
20 COUNTY COUNSEL, AND INTERNAL SERVICES FOR THE I.L.S.
21 INTEGRATED LIBRARY SYSTEM ON TIME AND ON BUDGET.

22

23 **SUP. BURKE, CHAIR:** CONGRATULATIONS. THE BEST INNOVATIVE USE OF
24 TECHNOLOGY AWARD IS PRESENTED TO THE SHERIFF'S DEPARTMENT FOR
25 THE ADVANCED SURVEILLANCE AND PROTECTION, A.S.A.P.



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1 CONGRATULATIONS. THE BEST QUALITY IMPROVEMENT AWARD IS
2 PRESENTED TO PUBLIC SOCIAL SERVICES FOR THE RESTAURANT MEALS
3 FOR THE HOMELESS, ELDERLY, DISABLED. CONGRATULATIONS. THE
4 COMMISSION'S MEMORIAL AWARD IS PRESENTED TO THE CORONER, WITH
5 PUBLIC HEALTH AND INTERNAL SERVICES FOR THE IMPROVED
6 PROCESSING OF DEATH CERTIFICATES. CONGRATULATIONS. [APPLAUSE
7]

8

9 **SUP. BURKE, CHAIR:** CONGRATULATIONS. THIS IS GOING TO BE A
10 CHALLENGE. THANK YOU. (OFF-MIKE). THE COUNTY IMAGE ENHANCEMENT
11 AWARD IS PRESENTED TO THE SHERIFF'S DEPARTMENT FOR THE FALLEN
12 OFFICER.

13

14 **SUP. DON KNABE:** YVONNE, THEY CAN'T HEAR YOU.

15

16 **SUP. BURKE, CHAIR:** THE COUNTY IMAGE ENHANCEMENT AWARD IS
17 PRESENTED TO THE SHERIFF'S DEPARTMENT FOR THE FALLEN OFFICER
18 RECOGNITION PROGRAM. CONGRATULATIONS.

19

20 **SPEAKER:** THANK YOU.

21

22 **SUP. BURKE, CHAIR:** I GUESS WE'LL MOVE OVER THIS WAY.
23 SUPERVISOR YAROSLAVSKY? SUPERVISOR MOLINA? CONGRATULATIONS.
24 THE PERFORMANCE MEASURE AWARD IS PRESENTED TO ALTERNATE PUBLIC
25 DEFENDER FOR THE PERFORMANCE AND EVALUATION MANAGEMENT SYSTEM.



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1 (OFF MIKE) THE PERSONAL BEST AWARD IS PRESENTED TO HEALTH
2 SERVICES FOR THE IMPROVED MEDICATION SAFETY FOR PEDIATRIC
3 PATIENTS, ROBIN WATSON. ACCEPTING ON BEHALF OF ROBIN WATSON IS
4 DR. RICHARD MENK. CONGRATULATIONS. CONGRATULATIONS.

5

6 **SUP. MOLINA:** OH MY GOSH, WHAT DID YOU GUYS WIN FOR?

7

8 **SUP. BURKE, CHAIR:** PEDIATRIC MEDICATION.

9

10 **SUP. MOLINA:** OH, VERY GOOD.

11

12 **SUP. BURKE, CHAIR:** THE PLAIN LANGUAGE AWARD IS PRESENTED TO
13 PUBLIC HEALTH FOR THE ENHANCING PUBLIC HEALTH MESSAGES. PUBLIC
14 HEALTH. WHERE IS PUBLIC HEALTH? ENHANCING MESSAGES.

15

16 **SUP. MOLINA:** THEY'RE RIGHT HERE.

17

18 **SUP. BURKE, CHAIR:** THE PRODUCTIVITY ENHANCEMENT AWARD IS
19 PRESENTED TO CHILD SUPPORT SERVICES WITH SUPERIOR COURT FOR
20 PUBLIC CHECK-IN SYSTEM. AND I UNDERSTAND THAT ONLY THE
21 SUPERIOR COURT IS HERE. AND NOW FOR TOP 10 AWARDS PRESENTED TO
22 HEALTH SERVICES, RANCHO LOS AMIGOS FOR LANGUAGE AND CULTURE,
23 RESOURCE CENTER, VIDEO MEDICAL INTERPRETATION PROJECT.
24 CONGRATULATIONS. DID I READ THE WRONG THING? THAT WAS THE
25 BREATH MOBILE PROGRAM. WAIT A MINUTE. NO, IT WASN'T. THAT WAS



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1 UNIFIED PUBLIC SCHOOLS? THE NEXT TOP 10 AWARD IS PRESENTED TO
2 HEALTH SERVICES, RANCHO LOS AMIGOS FOR THE LANGUAGE AND
3 CULTURE RESOURCE CENTER, VIDEO MEDICAL INTERPRETATION PROJECT.
4 THE NEXT TOP 10 AWARD IS PRESENTED TO BEACHES AND HARBOR FOR
5 THE LEASE TRANSFER FEE AND INNOVATIVE PARTNERSHIP.
6 CONGRATULATIONS. THE NEXT TOP 10 AWARD AND THE BEST
7 INTERAGENCY COOPERATION AWARD ARE PRESENTED TO DEPARTMENT OF
8 CHILDREN AND FAMILY SERVICES WITH MENTAL HEALTH FOR THE MULTI-
9 DISCIPLINARY ASSESSMENT TEAM., M.A.T. CONGRATULATIONS. THANK
10 YOU VERY MUCH. NEXT TOP 10 AWARD IS PRESENTED TO HEALTH
11 SERVICES RANCHO LOS AMIGOS NATIONAL REHABILITATION CENTER FOR
12 THE PATIENT VISIT REDESIGN AND AMBULATORY CARE CLINIC.
13 [APPLAUSE.] CONGRATULATIONS. THE NEXT TOP 10 AWARD IS
14 PRESENTED TO THE BOARD OF SUPERVISORS, FIRST DISTRICT WITH
15 SHERIFF'S DEPARTMENT, PROBATION, DISTRICT ATTORNEY, PUBLIC
16 WORKS, COUNTY COUNSEL AND THE CITY OF PICO RIVERA FOR THE PICO
17 RIVERA STATION VANDALISM ENFORCEMENT TEAM.

18

19 **SUP. MOLINA:** THANK YOU EVERYBODY. CONGRATULATIONS TO ALL OF
20 US.

21

22 **SUP. BURKE, CHAIR:** CONGRATULATIONS. GOOD JOB. THE NEXT TOP 10
23 AWARD IS PRESENTED TO THE SHERIFF'S DEPARTMENT WITH MENTAL
24 HEALTH, PUBLIC SOCIAL SERVICES, CHILDREN AND FAMILY SERVICES,



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1 AND CHILD SUPPORT SERVICES FOR THE WOMEN'S REINTEGRATION
2 SERVICE PROJECT. CONGRATULATIONS, CONGRATULATIONS.

3

4 **SUP. YAROSLAVSKY:** HANG ON. THERE'S MORE PEOPLE. HANG ON.

5

6 **SUP. BURKE, CHAIR:** CONGRATULATIONS. THANK YOU VERY MUCH.

7 CONGRATULATIONS. THE BRONZE EAGLE AWARDS ARE NOW PRESENTED,

8 FIRST OF ALL, TO INTERNAL SERVICES WITH CHIEF INFORMATION

9 OFFICE FOR THE INFORMATION TECHNOLOGY SHARED SERVICES. OKAY.

10 HERE'S THE BRONZE EAGLE AWARD. CONGRATULATIONS.

11 CONGRATULATIONS. AND NOW WE HAVE THE BRONZE EAGLE AWARDS.

12 OKAY, GET EVERYBODY IN HERE. CONGRATULATIONS. CONGRATULATIONS.

13 THE SILVER EAGLE AWARD IS PRESENTED TO PUBLIC WORKS FOR THE

14 WIRELESS TRAFFIC MANAGEMENT. IT'S THE REAL THING.

15 CONGRATULATIONS. THAT'S RIGHT, DECEMBER 1ST. CONGRATULATIONS.

16 SUPERVISOR MOLINA AND KNABE. AND THIS GOLD EAGLE AWARD IS

17 PRESENTED TO HEALTH SERVICES FOR THE SYSTEM-WIDE

18 PHARMACEUTICAL MANAGEMENT. AND DR. SCHUNHOFF WOULD LIKE TO SAY

19 A FEW WORDS. WHERE IS DR. SCHUNHOFF?

20

21 **SUP. YAROSLAVSKY:** TAKE THE PICTURE FIRST.

22

23 **SUP. BURKE, CHAIR:** WE'LL TAKE A PICTURE FIRST AND THEN SAY A

24 FEW WORDS.

25



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1 **SUP. KNABE:** JUST BECAUSE I'VE GOT TO LEAVE AT 10:30, QUARTER
2 TO 11:00.

3

4 **DR. JOHN SCHUNHOFF:** THANK YOU, SUPERVISORS. THIS WAS A MAJOR
5 TEAM EFFORT FROM THE PHARMACY STAFF, THE STAFF AT THE
6 FACILITIES AND C.E.O.S. I'M SORRY. OKAY. THERE WE GO. THIS WAS
7 A MAJOR EFFORT FROM THE CENTRAL PHARMACY STAFF, THE PHARMACY
8 STAFF AT THE FACILITIES AND ALL THE FACILITY C.E.O.S. THIS
9 TEAM SAVED MORE THAN HALF THE FINANCIAL STABILIZATION THAN WE
10 DID IN THE DEPARTMENT LAST YEAR, A MAJOR EFFORT. AND I WOULD
11 LIKE AMY GUTIERREZ, WHO IS OUR PHARMACY CHIEF, TO SAY A COUPLE
12 OF WORDS.

13

14 **AMY GUTIERREZ:** THANK YOU, DR. SCHUNHOFF. ON BEHALF OF THE
15 SYSTEM PHARMACEUTICAL MANAGEMENT TEAM, WE THANK THE LOS
16 ANGELES COUNTY PRODUCTIVITY AND QUALITY COMMISSION FOR THIS
17 RECOGNITION. THE SAVINGS RECOGNIZED BY THIS AWARD ARE THE
18 RESULTS OF CAREFUL VISION, STRATEGIC PLANNING AND INVESTMENT
19 IN THE MANAGEMENT OF CHANGE. THREE YEARS AGO, THERE WAS NO
20 CENTRALIZED PHARMACY STRUCTURE, THE HEALTHCARE SYSTEM
21 FORMULARY COMMITTEE HAD DISBANDED, PHARMACEUTICAL COSTS WERE
22 SPIRALING AND PRESCRIBING AND PURCHASING DECISIONS WERE LEFT
23 TO EACH HEALTHCARE FACILITY WITH THE ASSUMPTION THAT THE
24 COUNTY WOULD ALWAYS BE THERE TO PAY THE BILLS. THROUGH
25 COLLABORATION WITH THE C.E.O.'S OFFICE, D.H.S. LEADERSHIP HAD



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1 THE FORESIGHT TO INVEST IN A STRATEGIC PLAN FOR PHARMACEUTICAL
2 MANAGEMENT AS A MEANS TO FACILITATE CHANGE IN THE SYSTEM WITH
3 THE GOAL OF IMPROVED PATIENT OUTCOMES AND OPTIMAL FISCAL
4 MANAGEMENT OF COUNTY RESOURCES. WITH THE AUDACIOUS GOAL THAT
5 OUR SYSTEM, FROM BOTH THE CENTRALIZED TEAM TO FACILITY-BASED
6 TEAMS, COULD ACTUALLY CONTROL ESCALATING COSTS, WE IMPLEMENTED
7 THIS PLAN. IT WAS TRULY A TEAM EFFORT. WE ESTABLISHED A
8 CENTRAL SYSTEM PHARMACEUTICAL STRUCTURE, HIRED PHARMACISTS TO
9 COLLECT DATA AND OBJECTIVELY REVIEWED THE EFFICACY OF
10 COMPARABLE DRUGS. WE REVITALIZED OUR PHYSICIAN-BASED PHARMACY
11 AND THERAPEUTICS COMMITTEE, ESTABLISHED 13 EXPERT SPECIALTY
12 PANELS FROM OUR HOSPITALS AND CLINICS, AND CREATED GUIDELINES
13 THAT PROMOTED IMPROVED PATIENT OUTCOMES IN A COST EFFECTIVE
14 MANNER. WE MONITORED PHYSICIAN PRESCRIBING PATTERNS AND
15 PROVIDED THESE PATTERNS TO OUR MEDICAL LEADERSHIP IN AN
16 ATTEMPT TO MANAGE THE QUALITY AND COST IMPACT OF PRESCRIBING
17 BEHAVIORS. PHARMACEUTICAL CONTRACTS WERE NEGOTIATED, PREFERRED
18 DRUGS WERE IDENTIFIED, AND ALL MEDICATION PURCHASE DECISIONS
19 WERE MADE AT THE CENTRAL SYSTEM LEVEL. INITIATIVES WERE WELL
20 PROMOTED TO HEALTHCARE PROVIDERS THROUGHOUT THE SYSTEM AND WE
21 CAREFULLY ANALYZED DATA TO REVIEW THE IMPACT OF OUR DECISIONS.
22 IN SUMMARY, WE MANAGED THE COUNTY'S APPROXIMATE \$150 MILLION
23 DRUG BUDGET AS A BUSINESS WOULD, REALIZING THAT EVERY DOLLAR
24 THAT WE JUDICIOUSLY SPENT CONTRIBUTED TO KEEP OUR HEALTHCARE
25 SYSTEM OPERATIONAL. WE ACHIEVED \$46 MILLION IN COST AVOIDANCE,



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1 ENOUGH TO KEEP AT LEAST ONE HEALTH CLINIC AFLOAT. THE COUNTY
2 IS FACING A BUDGET CRISIS THAT'S DAUNTING. IN TIMES OF BUDGET
3 SHORTFALL, THE HISTORICAL ACTIONS FOR MOST PUBLIC HEALTH
4 SYSTEMS IN THE U.S. INVOLVES THE IMPLEMENTATION OF ACROSS THE
5 BOARD REDUCTIONS IN AN ATTEMPT TO KEEP SOME SEMBLANCE OF
6 SERVICES INTACT. I URGE THAT CONSIDERATION BE PLACED ON THE
7 PRIORITIZATION OF TARGET AREAS WITHIN OUR SYSTEM WHERE A
8 CAREFULLY IMPLEMENTED STRATEGIC PLAN MAY REDUCE OPERATIONAL
9 COSTS, YET MINIMIZE SERVICE IMPACT AS WAS THE CASE WITH THE
10 PLAN THAT WE IMPLEMENTED. THE COUNTY'S RETURN ON INVESTMENT
11 WILL CONTRIBUTE TO THE MANAGEMENT OF THE BUDGET SHORTFALLS AND
12 IMPROVE OUR ABILITY TO MAINTAIN CRITICAL COUNTY SERVICES TO
13 THE PUBLIC WITH WHOM WE SERVE. THANK YOU.

14

15 **SUP. BURKE, CHAIR:** CONGRATULATIONS. [APPLAUSE]

16

17 **SUP. BURKE, CHAIR:** SUPERVISOR MOLINA, DO YOU HAVE ANY
18 PRESENTATIONS? ALL RIGHT. THEN I'LL DO WORLD DIABETES DAY.

19

20 **SUP. YAROSLAVSKY:** I HAVE -- OH, YOU'RE NEXT. AFTER YOU.

21

22 **SUP. BURKE, CHAIR:** I'D LIKE TO CALL FORWARD WORLD DIABETES DAY
23 PARTICIPANTS. NEARLY 21 MILLION AMERICAN CHILDREN AND ADULTS
24 HAVE TYPE ONE JUVENILE AND TYPE TWO DIABETES, A SERIOUS
25 DISEASE THAT HAS NO CURE. DIABETES IS THE FIFTH LEADING CAUSE



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1 OF DEATH BY DISEASE IN THE UNITED STATES. MORE THAN ONE-THIRD
2 OF THE PEOPLE WITH DIABETES ARE NOT EVEN AWARE THEY HAVE THE
3 DISEASE. MILLIONS OF AMERICANS LACK ACCESS TO CARE, TREATMENT
4 AND EDUCATION NEEDED TO MANAGE THE DISEASE AND PREVENT ITS
5 SERIOUS AND COSTLY COMPLICATIONS. AN INCREASE IN COMMUNITY
6 AWARENESS IS SOMETHING THAT WE HAVE TO HAVE. THE UNITED
7 NATIONS GENERAL ASSEMBLY HAS DESIGNATED NOVEMBER 14TH AS WORLD
8 DIABETES DAY. THE JUVENILE DIABETES RESEARCH FOUNDATION HAS
9 WORKED FOR 25 YEARS IN LOS ANGELES COUNTY TO RAISE DIABETES
10 AWARENESS. IT'S WITH GREAT PLEASURE THAT I PRESENT THIS SCROLL
11 TO THE JUVENILE DIABETES RESEARCH FOUNDATION AS WE PROCLAIM
12 NOVEMBER 14TH AS WORLD DIABETES DAY. SUPERVISOR MOLINA, DID
13 YOU HAVE ANY PRESENTATIONS? SUPERVISOR YAROSLAVSKY, YOU HAVE A
14 PRESENTATION. I HAVE ONE ADJOURNMENT. (OFF-MIKE).

15

16 **SUP. YAROSLAVSKY:** MADAM CHAIR, IT'S A PRIVILEGE, BITTERSWEET
17 PRIVILEGE TO ASK JEAN-PIERRE GUAY TO COME UP. IS HE HERE? OUR
18 FRIENDS FROM QUEBEC, CANADA. I HOPE I DIDN'T BUTCHER THE NAME.
19 JEAN-PIERRE, I KNOW I GOT RIGHT. JEAN-PIERRE GUAY. IMAGINE
20 THAT, AND I PASSED MY FRENCH EXAM IN GRADUATE SCHOOL. SHOWS
21 YOU THE QUALITY OF OUR EDUCATION. WHERE IS JEAN-PIERRE? HOW
22 ARE YOU? COME ON UP HERE. MADAM CHAIR, WE HAVE THE PRIVILEGE
23 OF SAYING GOOD-BYE TO JEAN-PIERRE GUAY, WHO WAS THE CHIEF
24 PILOT FOR SERVICE AERIEN GOUVERNEMENTAL OF QUEBEC. AND SINCE
25 1994 HAS FAITHFULLY SERVED THE LOS ANGELES COUNTY FIRE



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1 DEPARTMENT FOR THE LAST 15 YEARS AS A CL-415 SUPER SCOOPER
2 PILOT. JEAN-PIERRE GUAY HAS HELPED ENSURE THE PROTECTION OF
3 THE 10-1/2 MILLION RESIDENTS OF THE COUNTY OF LOS ANGELES FROM
4 THE DEVASTATING AND OFTEN DEADLY EFFECTS OF WILD LAND BRUSH
5 FIRES. LOS ANGELES COUNTY FIRE DEPARTMENT AND SERVICE AERIEN
6 GOUVERNEMENTAL, QUEBEC HAVE JOINED TOGETHER AS A COHESIVE UNIT
7 THROUGH THIS HIGHLY EFFECTIVE PUBLIC SAFETY PARTNERSHIP FOR
8 THE PROVISION OF FIXED-WING AERIAL FIRE FIGHTING RESOURCES.
9 THE PEOPLE OF THE COUNTY OF LOS ANGELES RECOGNIZE THAT THE
10 SUCCESS OF THIS PARTNERSHIP IS DUE LARGELY TO THE COURAGEOUS
11 AND INSPIRATIONAL LEADERSHIP OF CHIEF PILOT JEAN-PIERRE GUAY
12 AND HIS TEAM OF PILOTS AND MECHANICS WHO LEAVE BEHIND THEIR
13 HOMES IN QUEBEC EACH YEAR TO ANSWER THE CALL TO ASSIST IN THE
14 PROTECTION OF LIFE, PROPERTY AND THE ENVIRONMENT HERE IN LOS
15 ANGELES COUNTY. THE BOARD OF SUPERVISORS -- BEFORE I READ THE
16 RESOLUTION, JEAN-PIERRE IS GOING TO RETIRE OFFICIALLY AN APRIL
17 23RD, 2009, AFTER 32 YEARS OF FAITHFUL AND DEDICATED SERVICE
18 TO PROTECTING PEOPLE ALL OVER THE NORTH AMERICAN CONTINENT AND
19 BEYOND. HE HAS ACCUMULATED IN EXCESS OF 9,000 FLIGHT HOURS,
20 INCLUDING OVER 3,000 ON AIR TANKER AIRCRAFT SUCH AS THE SUPER
21 SCOOPER THAT IS SO WELL KNOWN HERE IN LOS ANGELES COUNTY. HE
22 HAS BEEN A LOVER OF AVIATION SINCE THE LATE '50S, BUT HIS
23 FATHER WORKED FOR THE SAME COMPANY AND HE GOT INTO THE
24 AIRCRAFT -- INTERESTED IN AIRCRAFT AND PILOTING AND THIS IS
25 WHAT THAT CURIOSITY MADE OF HIM. I WANT TO TELL YOU THAT THE



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1 FIRST YEAR -- THE FIRST FIRE I HAD AS A COUNTY SUPERVISOR WAS
2 IN 1996, I THINK IT WAS CALABASAS-MALIBU FIRE OF '96, AND
3 CHIEF FREEMAN WILL REMEMBER THAT. HE AND I WILL BE FOREVER
4 BONDED BY THAT EXPERIENCE. AND WE WERE WATCHING, AND IT WAS A
5 VERY, VERY TIGHT CANYON WHERE YOU WERE TRYING TO DUMP SOME
6 WATER ON IT, AND THE WINDS WERE QUITE VIOLENT AND
7 UNPREDICTABLE, THEY WERE SWIRLING, AND IN CAME THE SUPER
8 SCOOPER AND, FRANKLY, I DON'T KNOW ABOUT FREEMAN, BUT I DIDN'T
9 KNOW THAT YOU WERE GOING TO MAINTAIN YOUR AERODYNAMIC
10 CAPABILITY WITH THAT AIRCRAFT. IT WAS MOVING ALL OVER THE
11 PLACE. YOU DROPPED THE WATER, HELPED TO SLOW THE FIRE DOWN AND
12 THE FIRE ENDED UP BEING A RELATIVELY MINOR EVENT COMPARED TO
13 WHAT IT COULD HAVE BEEN, AND THAT HAS CHARACTERIZED THE WORK
14 THAT YOU AND YOUR PILOTS HAVE DONE OVER THESE YEARS. I THINK
15 YOU KNOW THAT THE PEOPLE OF LOS ANGELES COUNTY ARE ENAMORED
16 WITH THE SUPER SCOOPER. IT WAS THE FIRST, OTHER THAN
17 HELICOPTERS, IT WAS THE FIRST FIXED WING FIRE FIGHTING
18 AIRCRAFT THAT WAS USED HERE OVER THESE MANY YEARS. AND WE HAVE
19 MAINTAINED THE CONTRACT WITH YOUR -- WITH THE PROVINCE OF
20 QUEBEC WITH WHOM WE HAVE THIS RELATIONSHIP THAT PROVIDES THE
21 SUPER SCOOPERS EVERY FALL AND NOW WELL INTO THE WINTER,
22 UNFORTUNATELY, BECAUSE OF THE LONGER FIRE SEASONS. JEAN-PIERRE
23 IS MARRIED TO LOUISE TOURJHON, ONE OF THE COLLATERAL BENEFITS
24 OF HAVING A RELATIONSHIP WITH QUEBEC IS MY FRENCH HAS IMPROVED
25 TREMENDOUSLY IN THESE 14 YEARS. WE ARE SO PROUD TO HAVE THIS



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1 PARTNERSHIP WITH QUEBEC AND WITH YOUR MEN AND WOMEN AND THE
2 PEOPLE WHO FLY AND MAINTAIN THESE AIRCRAFT. WE WANT TO PRESENT
3 YOU WITH THIS PROCLAMATION FROM THE BOARD OF SUPERVISORS, ALL
4 FIVE OF US AND SIGNED IT, ALL OF THE PEOPLE OF LOS ANGELES
5 COUNTY BENEFIT FROM THIS RELATIONSHIP, NOT JUST COUNTY
6 GOVERNMENT, AND WE THANK YOU VERY MUCH FOR YOUR GREAT SERVICE
7 TO US.

8

9 **JEAN-PIERRE GUAY:** THANK YOU VERY MUCH.

10

11 **SUP. YAROSLAVSKY:** AND BEFORE I ASK YOU TO SAY A WORD, I THINK
12 WE HAVE A REPRESENTATIVE FROM QUEBEC, DENIS TURCOTTE. COME ON
13 OVER HERE, WHO IS REPRESENTING THE QUEBEC GOVERNMENT. HE IS
14 THE QUEBEC GOVERNMENT REPRESENTATIVE HERE IN LOS ANGELES, THE
15 13 SOUTHWESTERN STATES. DENIS.

16

17 **DENIS TURCOTTE:** THANK YOU, SIR, MADAM CHAIR, MEMBERS OF THE
18 BOARD. JEAN-PIERRE, LOUISE, IT IS A PLEASURE AND AN HONOR TO
19 ADDRESS THIS GROUP AND TAKE PART IN THIS MOST INSPIRING
20 CEREMONY. AS SOME OF YOU MAY HAVE SEEN IN THE "L.A. TIMES" ON
21 SATURDAY, THIS JOURNAL RAN A VERY FLATTERING PROFILE OF JEAN-
22 PIERRE GUAY THAT READS TRULY LIKE AN ACTION ADVENTURE SCRIPT
23 FILLED WITH HIGH FLYING SEQUENCES OF DARING DO AND ABRUPT
24 PILOT MANEUVERS OVER OPEN SEA AND THROUGH THROUGH THE ERRATIC
25 WINDS OF NARROW MOUNTAIN CANYONS. AND LIKE ALL ACTION



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1 ADVENTURES, THE STORY TELLS OF LIVES SAVED, OF HOMES SPARED,
2 AND CROWDS CHEERING FOR A SCRAPPY HERO WHO OVERCAME ALL ODDS
3 AND NOW GETS TO FLY OFF INTO THE SUNSET. ONLY IN JEAN-PIERRE'S
4 CASE, WHO IS RETURNING TO QUEBEC, I SUGGEST HE AIM FOR THE
5 SUNRISE, IT'S A MORE DIRECT ROUTE. THE "L.A. TIMES" ARTICLE BY
6 STAFF WRITER BOB POOLE, WHOM I WOULD LIKE TO THANK FOR A
7 FANTASTIC ARTICLE, FEATURED THIS BRILLIANT PORTRAIT BY
8 PHOTOGRAPHER MEL MALCOLM, WHICH IS JEAN-PIERRE POSING IN FRONT
9 OF THE QUEBEC ONE SUPER SCOOPER HE PILOTED THROUGH 14 SEASONS
10 OF L.A. BRUSH FIRES. AS HE STANDS THERE WITH GREAT PRIDE AND
11 WITH GREAT DIGNITY CREWMATE RENE LAMAY IS CEREMONIOUSLY
12 DUMPING ONE FINAL ICY COLD BUCKET OF WATER ON HIS HEAD. I
13 COULDN'T HELP BUT SMILE WHEN I SAW THIS PICTURE SINCE IT'S ALL
14 THE BETTER TO HELP THE POOR DEVIL BRACE FOR WINTER IN QUEBEC.
15 WHAT CAN I SAY? QUEBECERS LIVE IN A RATHER COLD CLIMATE, WHICH
16 IS PROBABLY WHY WE'RE SUCH A WARM PEOPLE. IT'S ONE PART
17 HOSPITALITY AND ONE PART WINTER SURVIVAL SKILLS. IN THE NEARLY
18 40 YEARS THAT THE GOVERNOR OF QUEBEC HAS OPERATED AN OFFICE IN
19 LOS ANGELES, ONE OF THE SIX QUEBEC MAINTAINS IN YOUR COUNTRY,
20 WORKING WITH CALIFORNIANS TO ENCOURAGE STRONGER ECONOMIC,
21 ACADEMIC AND CULTURAL TIES BETWEEN OUR RESPECTIVE REGIONS,
22 YOU, JEAN-PIERRE, ARE THE TYPE OF AMBASSADOR FOR WHICH WE CAN
23 BE MOST PROUD. THERE ARE ANGELINOS WHO OWE YOU THEIR LIVES AND
24 THEIR HOMES, AND THEIR FAMILIES. AND ALTHOUGH WE ARE SADDENED
25 BY YOUR DEPARTURE, WE ARE VERY PROUD TO ANNOUNCE THAT YOUR



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1 TEAM'S WORK WILL CONTINUE AND WILL DOUBLE AS THE SKIES OF
2 SOUTHERN CALIFORNIA WELCOME TWO MORE SUPER SCOOPERS, THE
3 QUEBEC THREE AND THE QUEBEC FOUR, WHICH BEGAN SOARING IN
4 OCTOBER OVER SAN DIEGO COUNTY. SO TO YOU, TO YOUR COLLEAGUES,
5 THANK YOU VERY MUCH. [APPLAUSE]

6

7 **SUP. YAROSLAVSKY:** THANK YOU DENIS. AND LAST, LET ME ASK OUR
8 FIRE CHIEF, P. MICHAEL FREEMAN, TO MAKE A SPECIAL
9 PRESENTATION.

10

11 **P. MICHAEL FREEMAN, FIRE CHIEF :** THANK YOU VERY MUCH, MADAM
12 CHAIR, MEMBERS OF THE BOARD. WANT TO THANK YOU FOR YOUR
13 CONTINUED SUPPORT OF THE CONTRACT AIRCRAFT PROGRAM. IT IS SO
14 CRUCIAL TO OUR WILD LAND FIRE FIGHTING EFFORTS HERE IN THE
15 COUNTY OF LOS ANGELES. ALSO, I'D JUST LIKE TO, ON BEHALF OF
16 ALL THE MEN AND WOMEN OF THE LOS ANGELES COUNTY FIRE
17 DEPARTMENT, EXTEND OUR DEEP APPRECIATION TO TO JEAN-PIERRE AND
18 BEST WISHES TO HIM AND HIS WIFE FOR A VERY LONG AND WELL-
19 DESERVED RETIREMENT. THANK YOU FOR YOUR MANY HOURS, MANY YEARS
20 OF SERVICE HERE IN LOS ANGELES COUNTY AND BEST WISHES. [
21 APPLAUSE]

22

23 **SUP. KNABE:** ZEV? ZEV? I THINK WE ALL IN ONE WAY OR ANOTHER
24 BENEFITED, AND I JUST WANTED TO THROW MY TWO CENTS IN. THERE
25 HAVE BEEN THREE OR FOUR EFFORTS OVER THE YEARS OUT THERE IN



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1 HACIENDA HEIGHTS ON THE SIDE OF THE HILL WHERE THE SUPER
2 SCOOPER GOES UP AND DROPS AND IT HAS SAVED A MULTITUDE OF
3 HOMES AND WHAT COULD HAVE BEEN AN ABSOLUTE DISASTER IN MANY
4 OCCASIONS THAT WE HAVE BENEFITED BY HIS TALENTS. SO WE
5 APPRECIATE IT AND WISH YOU AND YOUR FAMILY THE BEST IN
6 RETIREMENT. THANK YOU VERY MUCH.

7

8 **SUP. BURKE, CHAIR:** ABSOLUTELY. I'D LIKE TO JOIN.

9

10 **SUP. BURKE, CHAIR:** ABSOLUTELY. GREAT RETIREMENT.

11

12 **SUP. YAROSLAVSKY:** THANK YOU, MADAM CHAIR, AND LET ME NOW TURN
13 IT OVER TO JEAN-PIERRE AND SAY TO YOU, REALLY FROM THE BOTTOM
14 OF OUR COLLECTIVE HEARTS, MERCI BEAUCOUP AND AU REVOIR.

15

16 **JEAN-PIERRE GUAY:** I WOULD LIKE TO SAY THANK YOU TO MY WIFE AND
17 OTHER CREW MEMBERS OF THE SUPER SCOOPER AND EVERYBODY OF THE
18 BOARD OF SUPERVISORS, SHERIFF FREEMAN AND ALL THE CHIEF WE
19 HAVE WORKED WITH ME THE LAST FEW YEARS, ESPECIALLY CHIEF
20 MULROONEY, TOGETHER FOR THE LAST 5, SIX YEARS. SO THANKS VERY
21 MUCH, EVERYBODY. THANK YOU. [APPLAUSE]

22

23 **SUP. BURKE, CHAIR:** I'M GOING TO CALL UP ITEM 6 FIRST, AND
24 THAT'S MOVED BY KNABE, SECONDED BY MOLINA. WITHOUT OBJECTION,
25 SO ORDERED. ITEM 20, MOVED BY YAROSLAVSKY, SECONDED BY KNABE.



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1 WITHOUT OBJECTION, SO ORDERED. THOSE WERE 4-VOTE ITEMS THAT WE
2 HAD TO WAIT. BUT NOW SUPERVISOR KNABE, I KNOW YOU HAVE SOME
3 ADJOURNMENTS.

4

5 **SUP. KNABE:** YES, MADAM CHAIR, THANK YOU, I HAVE A COUPLE OF
6 ADJOURNMENTS. FIRST OF ALL THAT WE ADJOURN IN THE MEMORY OF
7 MOLLY GAYLOR, A FORMER CALLIGRAPHER HERE IN THE C.A.O.'S
8 OFFICE WHO PASSED AWAY RECENTLY AFTER A VERY, VERY LONG BATTLE
9 WITH CANCER. SHE WORKED FOR THE COUNTY OF LOS ANGELES FOR
10 ALMOST 20 YEARS. MOLLY WAS ORIGINALLY FROM ENGLAND AND WORKED
11 AS A REGISTERED NURSE AND A MIDWIFE BY TRADE BEFORE COMING TO
12 THE UNITED STATES, WHERE SHE WORKED AT SANTA MONICA HOSPITAL
13 AND SERVED AS PRESIDENT AND TREASURER OF THE SOCIETY FOR
14 CALLIGRAPHY. SHE STUDIED ABROAD IN GERMANY AND ENGLAND, AND
15 CONSULTED ON DISCOVERIES INTERNATIONAL CONFERENCE IN SAN
16 DIEGO. SHE ALSO PARTICIPATED IN THE CITY OF LOS ANGELES'
17 COMMUNITY OF ANGELS PROJECT. HER CALLIGRAPHY WAS OFTEN
18 REQUESTED BY THE BOARD OF SUPERVISORS FOR THE ELEGANCE SHE
19 BROUGHT TO IT. AND HER LEAVES AND FLOWERS WERE SCANNED INTO
20 THE COMPUTER AND STILL TO THIS DAY USED BY THE C.E.O.'S
21 GRAPHIC ARTS DEPARTMENT. SHE IS SURVIVED BY HER DAUGHTER,
22 AMBER, AND WILL BE DEEPLY MISSED BY ALL OF US THAT KNEW HER.
23 BUT THANKFULLY HER ARTWORK WILL CARRY ON HER LEGACY. ALSO THAT
24 WE ADJOURN IN THE MEMORY OF RUTH ROLL SALTMAN, WHO PASSED AWAY
25 RECENTLY. SHE WAS LONG-TIME MEMBER OF DOWNEY, THE CITY OF



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1 DOWNEY. SHE AND HER HUSBAND, MORT, MOVED THERE IN 1950. THEY
2 WERE VERY INVOLVED IN CIVIC AFFAIRS AND THEIR SYNAGOGUE IN
3 1964. RUTH WORKED FOR THE CITY OF DOWNEY AND BECAME SECRETARY
4 TO THE MAYOR AND CITY COUNCIL. SHE RETIRED AT THE YOUNG AGE OF
5 80 AND MOVED TO NEW YORK. SHE WILL BE REMEMBERED FOR HER
6 CHARM, WIT, SENSE OF HUMOR, AND HER UNIQUE ABILITY TO CONNECT
7 WITH PEOPLE. SHE WILL BE MISSED BY HER FAMILY AND FRIENDS. SHE
8 IS SURVIVED BY HER SONS, ROGER AND SCOTT; DAUGHTER-IN-LAW,
9 ANN; FOUR GRANDCHILDREN AND A NIECE. AND THOSE ARE MY
10 ADJOURNMENTS. THANK YOU, MADAM CHAIR.

11

12 **SUP. BURKE, CHAIR:** SO ORDERED. DO YOU HAVE ANY ITEMS YOU WANT
13 TO CALL UP? ALL RIGHT. SUPERVISOR MOLINA, YOU'RE UP FIRST.
14 YOUR ADJOURNMENTS AND THEN --

15

16 **SUP. MOLINA:** OKAY. WELL, LET ME DO MY ADJOURNMENTS, FIRST OF
17 ALL. I ASK THAT WE ADJOURN IN THE MEMORY OF TODAY OF AL
18 MARTINEZ. HE'S A LONG TIME AND DEVOTED VOLUNTEER AT THE
19 INDUSTRY SHERIFF'S STATION. MR. MARTINEZ, ALONG WITH HIS WIFE,
20 DONATED NUMEROUS HOURS AT THE STATION AND TOUCHED COUNTLESS
21 LIVES OVER THE YEARS. WE WANT TO EXTEND OUR DEEPEST
22 CONDOLENCES TO HIS FAMILY, FRIENDS, AS WELL AS HIS LOVED ONES.
23 THAT IS MY ONLY ADJOURNMENT.

24

25 **SUP. BURKE, CHAIR:** SO ORDERED.



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1

2 **SUP. KNABE:** I'D LIKE TO JOIN IN THAT AS WELL.

3

4 **SUP. BURKE, CHAIR:** ALL MEMBERS. DO YOU WANT TO CALL UP YOUR
5 ITEMS?

6

7 **SUP. MOLINA:** YES. MADAM CHAIR, I WOULD LIKE TO CALL UP ITEM
8 NUMBER 8 -- I'M SORRY. NOT NUMBER 8. IT'S ON PROPOSITION 8,
9 WHICH IS 66-B.

10

11 **SUP. BURKE, CHAIR:** 66-B.

12

13 **SUP. MOLINA:** 66-B. EXCUSE ME. I AM PRESENTING THIS MOTION
14 JOINTLY WITH SUPERVISOR YAROSLAVSKY TO FILE OR TO JOIN IN AN
15 EXISTING LAWSUIT BY CHALLENGING THE CONSTITUTIONALITY OF
16 PROPOSITION 8. IT'S IMPORTANT FOR US TO TAKE A STAND TO UPHOLD
17 EQUAL RIGHTS OF ALL OF OUR CALIFORNIA RESIDENTS. LAST WEEK,
18 PROPOSITION 8 PASSED WITH A NARROW MARGIN OF 5%. IT ELIMINATED
19 THE RIGHT OF SAME SEX COUPLES TO MARRY, AND IT EFFECTIVELY
20 OVERTURNED THE MAY 2008 CALIFORNIA SUPREME COURT DECISION
21 WHICH FOUND THE BAN ON SAME-SEX MARRIAGES TO BE
22 UNCONSTITUTIONAL ON EQUAL PROTECTION GROUNDS. NOW, THERE ARE
23 THREE SEPARATE LAWSUITS, AS I UNDERSTAND, IN COURT CHALLENGING
24 PROP 8. THEIR ARGUMENT IS TWO-FOLD. FIRST OF ALL, THAT
25 REVOKING THE EXISTING RIGHT GUARANTEED BY THE EQUAL PROTECTION



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1 CLAUSE OF OUR STATE CONSTITUTION IS NOT AN AMENDMENT, IT IS,
2 IN FACT, A REVISION. SECONDLY, THERE'S ANOTHER ONE THAT SUCH A
3 MOVE IS NOT A FUNDAMENTAL RIGHT THAT COULD BE SUBJECT TO A
4 POPULAR VOTE. IT IS A DELIBERATIVE PROCESS THAT REQUIRES AT A
5 MINIMUM A CONSTITUTIONAL CONVENTION OR A TWO-THIRDS VOTE OF
6 THE LEGISLATURE PLUS A POPULAR VOTE. AND SO I'M IN AGREEMENT
7 AND SO ARE SOME OF MY COLLEAGUES. SOME OF US MAY ASK WHY THE
8 COUNTY SUPERVISORS WOULD BE INVOLVED AND GET SO INVOLVED
9 DIRECTLY IN THIS ISSUE. FIRST OF ALL, AS A COUNTY, WE'RE
10 DIRECTLY RESPONSIBLE FOR THE ISSUANCE OF MARRIAGE LICENSES.
11 SECONDLY, WE ARE ELECTED OFFICIALS WHO ARE SWORN TO UPHOLD THE
12 CONSTITUTION OF THIS STATE. BUT THIRD AND MOST IMPORTANTLY, WE
13 FACE A DILEMMA OF BALANCING THE ENFORCEMENT OF PROP 8 WITH
14 UPHOLDING THE FUNDAMENTAL EQUAL PROTECTION RIGHTS OF ALL OF
15 OUR CITIZENS. SIMPLY, WE NEED TO BRING CLARITY TO THIS ISSUE
16 AND WE BELIEVE IN JOINING THESE LAWSUITS AS A MOST PROMPT AND
17 EFFECTIVE WAY TO ACHIEVE THAT GOAL. AND, OF COURSE, SEPARATE
18 FROM THE LEGAL LEVEL ON A VERY HUMAN AND A PERSONAL LEVEL, I
19 FEEL COMPELLED TO SAY THAT PROP 8'S PASSAGE SADDENED AND
20 ANGERED ME ON VARIOUS LEVELS. SO I AM HERE AS ONE OF THE
21 SPONSORS ASKING THAT THE COUNTY JOIN IN THIS LAWSUIT ALONG
22 WITH MY COLLEAGUE, ZEV YAROSLAVSKY. I DON'T KNOW IF YOU'D LIKE
23 TO SAY SOME OPENING REMARKS BEFORE WE TURN IT OVER TO OUR
24 LAWYERS.

25



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1 **SUP. YAROSLAVSKY:** HOW MANY PEOPLE DO WE HAVE WHO WISH TO BE
2 HEARD ON THIS ITEM?

3

4 **SUP. MOLINA:** WE HAVE ABOUT 10 THAT ARE FORMAL.

5

6 **CLERK SACHI HAMAI:** APPROXIMATELY 17.

7

8 **SUP. YAROSLAVSKY:** DOES THAT INCLUDE THE PEOPLE WHO ARE
9 ORGANIZED TO SPEAK?

10

11 **SUP. MOLINA:** YES.

12

13 **SUP. YAROSLAVSKY:** AND ARE THERE SOME IN FAVOR AND SOME IN
14 OPPOSITION?

15

16 **CLERK SACHI HAMAI:** ALL IN FAVOR.

17

18 **SUP. YAROSLAVSKY:** IN FAVOR OF THE MOTION TO CHALLENGE IT?

19

20 **CLERK SACHI HAMAI:** YES.

21

22 **SUP. YAROSLAVSKY:** CAN I MAKE A SUGGESTION TO THE PEOPLE WHO
23 ARE HERE? I DO WANT TO MAKE A COMMENT ABOUT THIS, BUT I WANT
24 TO JUST MAKE A SUGGESTION IN THE MEANTIME, IS THAT THE PEOPLE
25 WHO ARE HERE TO TESTIFY IN SUPPORT OF THE MOTION, THAT YOU TRY



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1 TO CONSOLIDATE YOUR TESTIMONY. WE HAVE -- WE'RE GOING TO LOSE
2 A QUORUM TODAY AND WE WANT TO GET THIS DONE IN A TIMELY
3 FASHION. SO IF THERE'S A WAY THAT EVERYBODY CAN YIELD THEIR
4 TIME TO ONE OR TWO OR THREE PEOPLE, AND THEN WE CAN RECOGNIZE
5 THE OTHERS WHO ARE HERE. I THINK IT WOULD BE A GOOD IDEA.
6 OTHERWISE, WE COULD LOSE OUR QUORUM. I DO WANT TO JUST SAY,
7 MADAM CHAIR, I INTRODUCED THIS MOTION ALONG WITH SUPERVISOR
8 MOLINA BECAUSE THERE ARE LEGAL ISSUES, BOTH TECHNICAL AND MORE
9 GENERIC ABOUT THE CONSTITUTIONALITY OF THE MEASURE, AND I HAVE
10 RECEIVED -- FIRST OF ALL, I'M CONCERNED ABOUT IT. I'M
11 CONCERNED ABOUT THE CONSTITUTIONALITY OF THIS AND THE
12 IMPLICATIONS IT HAS DOWN THE LINE. AND I THINK IT'S AN ISSUE
13 THAT NEEDS TO BE RESOLVED ULTIMATELY BY OUR STATE SUPREME
14 COURT AND PERHAPS OTHER COURTS. BUT AT THE END OF THE DAY,
15 I'VE RECEIVED, SINCE THIS MOTION WAS POSTED THE OTHER DAY,
16 QUITE A BIT OF EMAIL TRAFFIC FROM BOTH SIDES OF THIS ISSUE.
17 AND PEOPLE SAID THE PEOPLE'S VOTE SHOULD BE UPHELD, AND I
18 THINK THE PEOPLE'S VOTE WILL BE UPHELD, PROVIDED THE COURTS
19 RULE THAT IT'S CONSTITUTIONAL, AND THAT'S THE ISSUE BEFORE US.
20 AND IT WAS A CLOSE CALL AT THE COURT AND IT'S A CLOSE CALL
21 WITH THE VOTERS. IT WAS NOT A CLOSE CALL IN MY SUPERVISORIAL
22 DISTRICT, WHERE PEOPLE VOTED AGAINST THIS MEASURE BY A VOTE OF
23 2-TO-1. 65% VOTED AGAINST IT AND 35% VOTED FOR IT. I KNOW
24 THAT'S NOT THE CASE STATEWIDE OR EVEN COUNTYWIDE, BUT THIS IS
25 NOT A POPULARITY CONTEST AT THE END OF THE DAY, IT'S A LEGAL



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1 QUESTION. I WAS NOT ALWAYS OF THIS OPINION. HISTORICALLY, I
2 BELIEVED IN CIVIL UNIONS AND THAT THAT WOULD ACCOMPLISH WHAT
3 NEEDED TO BE ACCOMPLISH IN TERMS OF EQUAL RIGHTS, BUT AT THE
4 END OF THE DAY, I WAS PERSUADED OVER THE YEARS BY PEOPLE WHO I
5 WORK WITH, PEOPLE WHO WORK FOR ME IN THE GENERAL SENSE FOR THE
6 CITY OF LOS ANGELES, PEOPLE WHO WORK FOR ME IN THE COUNTY OF
7 LOS ANGELES, MY OWN KIDS, THAT THIS WAS NOT AN ISSUE THAT
8 COULD JUST BE IGNORED AND SWEEPED UNDER THE RETURNING THAT THIS
9 WAS AN ISSUE THAT DOESN'T BOTHER ME, SHOULDN'T BOTHER ME, IT
10 SHOULDN'T BOTHER THEM, IT ONLY AFFECTS THOSE PEOPLE WHO WANT
11 TO HAVE THE FULL BLESSINGS OF CIVIL LAW IN THEIR LIFETIME
12 COMMITMENT TO ONE ANOTHER, AND THAT'S WHAT THIS MEASURE WAS
13 ALL ABOUT. UNFORTUNATELY THE CAMPAIGN WAS A CAMPAIGN, THAT'S
14 WHAT CAMPAIGNS ARE. THERE'S A LOT OF STUFF THAT IS SAID THAT
15 IS NOT TRUE AND NOT ACCURATE, BUT IN THE END OF THE DAY, THIS
16 WAS AN ISSUE ABOUT WHETHER TWO PEOPLE WHO CHOOSE TO COMMIT
17 THEMSELVES TO EACH OTHER FOR A LIFETIME SHOULD HAVE THE FULL
18 BLESSINGS OF CALIFORNIA LAW. NOT RELIGIOUS LAW, NOT FORCING A
19 CHURCH OR A SYNAGOGUE OR ANY RELIGION TO ACCEPT THIS, BUT
20 UNDER CIVIL LAW THAT THEY WOULD HAVE THE FULL COMPLEMENT OF
21 RIGHTS. AND FRANKLY I THINK MORE AND MORE PEOPLE, THE LAST
22 TIME THIS WAS ON THE BALLOT, IT WASN'T THIS CLOSE. THIS TIME
23 IT WAS QUITE CLOSE. AND I THINK THE MORE PEOPLE UNDERSTAND
24 THIS, THE MORE THEY'LL COME TO UNDERSTAND THAT THIS IS NOT
25 SOMETHING THAT AFFECTS THEM UNLESS THEY WANT IT TO AFFECT



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1 THEM. THAT'S WHY I INTRODUCED THIS MOTION. I THINK THE LEGAL
2 ISSUES NEED TO BE ADDRESSED, NEED TO BE RESOLVED ONE WAY OR
3 THE OTHER, AND THAT'S ALL I'LL HAVE TO SAY ABOUT IT.

4

5 **SUP. MOLINA:** ZEV, DID YOU WANT COUNTY COUNSEL TO COMMENT
6 BEFORE OR AFTER?

7

8 **SUP. YAROSLAVSKY:** I THINK BEFORE WOULD BE A GOOD IDEA.

9

10 **SUP. MOLINA:** ALL RIGHT. I'M GOING TO ASK, BECAUSE THEY'RE
11 STANDING THERE, WE HAVE A COUPLE OF PANELS. I'M GOING TO ASK
12 THE SAN FRANCISCO CITY ATTORNEY, DENNIS HERRERA, TO PLEASE
13 JOIN US. HE FLEW IN FOR THIS, AS WELL AS OUR OWN LOS ANGELES
14 CITY ATTORNEY, ROCKY DELGADILLO. IF THEY'D COME JOIN US AT THE
15 CENTER TABLE, WE'RE GOING TO CALL ON OUR COUNTY COUNSEL TO
16 FIRST SPEAK TO THIS ITEM.

17

18 **SUP. YAROSLAVSKY:** YOU KNOW WHAT? THE CHAIR SUGGESTED THAT WE
19 WAIT UNTIL THE END FOR THE COUNTY COUNSEL, THAT'S FINE WITH
20 ME.

21

22 **SUP. MOLINA:** ALL RIGHT. THAT'S FAIR ENOUGH. ALL RIGHT. PLEASE
23 TAKE A SEAT. THANK YOU FOR JOINING US THIS MORNING.

24

25 **SUP. BURKE, CHAIR:** PLEASE STATE YOUR NAME.



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1

2 **DENNIS HERRERA:** DENNIS HERRERA, CITY ATTORNEY OF SAN
3 FRANCISCO. BOARD CHAIR BURKE, MEMBERS OF THE BOARD OF
4 SUPERVISORS, AND MY FELLOW CALIFORNIANS, I WANT TO THANK YOU
5 FOR ALLOWING ME TO TAKE JUST A FEW MINUTES OF YOUR TIME TO
6 DISCUSS LITIGATION THAT IS SO FAR SUPPORTED BY THE CITY AND
7 COUNTY OF SAN FRANCISCO, THE CITY OF LOS ANGELES, AND SANTA
8 CLARA COUNTY. THE LEGAL ACTION WE'VE UNDERTAKEN SEEKS TO
9 INVALIDATE PROPOSITION 8, THE NARROWLY APPROVED CONSTITUTIONAL
10 AMENDMENT THAT WOULD ROB THE FUNDAMENTAL RIGHT OF CIVIL
11 MARRIAGE FROM GAY AND LESBIAN CITIZENS. LAST YEAR, I WAS PROUD
12 TO STAND ALONGSIDE A WHOLE HOST OF JURISDICTIONS IN OUR
13 SUCCESSFUL CHANGE TO DISCRIMINATORY MARRIAGE EXCLUSION. IN
14 THAT EFFORT, WE UNITED 22 CALIFORNIA CITIES AND COUNTIES,
15 INCLUDING SEVEN OF OUR EIGHT LARGEST CITIES. THE LITIGATION
16 YOU ARE CONSIDERING TODAY, HOWEVER, IS NO MERE REMATCH. TO BE
17 CANDID, THE ISSUE BEFORE THE SUPREME COURT IN THIS CASE IS OF
18 FAR GREATER CONSEQUENCE THAN MARRIAGE EQUALITY ALONE. NO
19 MATTER WHAT YOUR VIEW OF SAME-SEX MARRIAGE, IN FACT THE
20 PASSAGE OF PROPOSITION 8 HAS PUSHED CALIFORNIA TO THE BRINK OF
21 A CONSTITUTIONAL CRISIS, AND IT'S IMPORTANT TO UNDERSTAND WHY.
22 THIS MEASURE SOUGHT TO DO SOMETHING THAT NO CONSTITUTIONAL
23 AMENDMENT HAS EVER DONE IN OUR HISTORY, TO STRIP A FUNDAMENTAL
24 RIGHT FROM A PROTECTED CLASS OF CITIZENS. IN DOING SO, IT DID
25 NOT MERELY UNDO A NARROWLY DISFAVORED SUPREME COURT DECISION.



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1 ITS EFFECT IS NOWHERE NEAR SO SIMPLE OR ELEGANT. RATHER, IT
2 UPENDED A DOCTRINE OF SEPARATION OF POWERS DEEPLY ROOTED IN
3 OUR SYSTEM OF GOVERNANCE. IT TROUNCED UPON THE INDEPENDENCE OF
4 OUR STATE'S JUDICIARY, AND IT EVISCERATED THE MOST
5 FOUNDATIONAL PRINCIPLE OF OUR STATE'S CONSTITUTION. IF ALLOWED
6 TO STAND, PROPOSITION 8 WOULD SO DEVASTATE THE PRINCIPLE OF
7 EQUAL PROTECTION THAT IT COULD ENDANGER THE FUNDAMENTAL RIGHTS
8 OF ANY POTENTIAL ELECTORAL MINORITY, EVEN FOR PROTECTED
9 CLASSES BASED ON RACE, RELIGION, NATIONAL ORIGIN, AND GENDER.
10 IT WOULD MEAN THAT A BARE MAJORITY OF VOTERS COULD ENSHRINE
11 ANY MANNER OF DISCRIMINATION AGAINST ANY UNPOPULAR GROUP AND
12 OUR STATE CONSTITUTION WOULD BE POWERLESS TO DISALLOW IT. LET
13 US BE CLEAR. EQUAL PROTECTION OF THE LAWS IS WHAT SEPARATES
14 CONSTITUTIONAL DEMOCRACY FROM MOB RULE TYRANNY. IT IS A
15 PRINCIPLE REACHING BACK EIGHT CENTURIES TO THE MAGNA CARTA.
16 AND IT IS WHAT GUIDES THE FOUNDING OF OUR STATE AND OUR UNION.
17 I COULD STATE MY CASE NO BETTER THAN TO QUOTE A CASE CITED BY
18 THE CALIFORNIA SUPREME COURT IN ITS OWN DECISION LAST MAY. THE
19 VERY PURPOSE OF A BILL OF RIGHTS WAS TO WITHDRAW CERTAIN
20 SUBJECTS FROM THE VICISSITUDES OF POLITICAL CONTROVERSY, TO
21 PLACE THEM BEYOND THE REACH OF MAJORITIES AND OFFICIALS, AND
22 TO ESTABLISH THEM AS LEGAL PRINCIPLES TO BE APPLIED BY THE
23 COURTS. ONE'S RIGHT TO LIFE, LIBERTY AND PROPERTY, TO FREE
24 SPEECH, A FREE PRESS, FREEDOM OF WORSHIP AND ASSEMBLY AND
25 OTHER FUNDAMENTAL RIGHTS MAY NOT BE SUBMITTED TO VOTE. THEY



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1 DEPEND ON THE OUTCOME OF NO ELECTION. THIS CASE IS NO LONGER
2 ABOUT SAME-SEX MARRIAGE. IT IS ABOUT EQUAL PROTECTION OF THE
3 LAWS. NO PREJUDICE, NO POLITICAL CONTROVERSY, NO FEAR OF
4 PROGRESS OR CHANGE, NO MATTER HOW WORRISOME OR HEARTFELT, IS
5 WORTH ENDANGERING THAT. SHOULD WE CARVE INTO EQUAL PROTECTION
6 AN EXCEPTION FOR ONE'S BIGOTRY, WE EMPOWER ALL BIGOTRY. I AM
7 VERY GRATEFUL TO SUPERVISORS YAROSLAVSKY AND MOLINA FOR
8 RECOGNIZING THE SERIOUSNESS OF THIS ISSUE AND FOR OFFERING THE
9 MOTION BEFORE YOU. I URGE YOU IN THE STRONGEST AND MOST
10 UNIFYING TERMS POSSIBLE TO SUPPORT IT, AND I'D BE HAPPY TO
11 TAKE ANY QUESTIONS THAT YOU HAVE. THANK YOU.

12

13 **SUP. BURKE, CHAIR:** PLEASE STATE YOUR NAME.

14

15 **ROCKY DELGADILLO:** SURE. ROCKY DELGADILLO, LOS ANGELES CITY
16 ATTORNEY. MADAM CHAIR AND HONORABLE SUPERVISORS, LET ME JUST
17 TAKE ONE MOMENT PERSONAL PRIVILEGE TO SAY AND CONGRATULATE
18 SUPERVISOR BURKE ON A CAREER OF SERVICE. THIS MAY BE THE LAST
19 TIME I'LL GET A CHANCE TO PRESENT BEFORE YOU. I WANT TO SAY
20 YOU'RE AN INSPIRATION. YOU'VE DEMONSTRATED TO PEOPLE LIKE ME
21 AND DENNIS THAT WE CAN BREAK THE GLASS CEILING AND WE CAN DO
22 THAT WITH ELOQUENCE AND GRACE, SO THANK YOU. BEFORE I BEGIN, I
23 WANT TO POINT OUT THAT THE MATTER BEFORE YOU TODAY IS NOT
24 ABOUT LOVE, NOR IS IT ABOUT RELIGION. IN FACT, I KNOW OF NO
25 GOVERNMENT POWERFUL ENOUGH TO TAKE AWAY OR DIMINISH ONE'S LOVE



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1 OR ONE'S FAITH. THE MATTER BEFORE YOU TODAY IS ABOUT TRUTH,
2 THE SELF-EVIDENT KIND, THAT ALL HUMAN BEINGS ARE CREATED EQUAL
3 AND THAT EQUAL PROTECTION UNDER THE LAW REMAINS A BEDROCK
4 PRINCIPLE OF OUR CONSTITUTIONAL DEMOCRACY. IN THIS NATION AND
5 THIS STATE, WE AMEND OUR CONSTITUTION TO EXTEND RIGHTS, NOT
6 STRIP THEM AWAY. PROPOSITION 8 FLIES IN THE FACE OF THE
7 PRINCIPLE OF EQUAL PROTECTION AND STRIPS AWAY FUNDAMENTAL
8 RIGHTS FROM COUNTLESS CALIFORNIANS. AS A CALIFORNIAN, AS AN
9 ATTORNEY, AND MOST IMPORTANTLY AS A PUBLIC SERVANT, I REFUSE
10 TO STAND BY WHILE THE RIGHTS OF MY CONSTITUENTS AND NEIGHBORS
11 ARE THREATENED BY THIS CONSTITUTIONAL AMENDMENT. THAT IS WHY,
12 AS CITY ATTORNEY OF LOS ANGELES, I JOIN THE LAWSUIT BEFORE THE
13 SUPREME COURT WITH MY COUNTERPARTS IN SAN FRANCISCO, DENNIS
14 HERRERA, AND SANTA CLARA COUNTIES. OUR LEGAL ARGUMENT IS
15 SIMPLE: THE EQUAL PROTECTION PROVISIONS OF THE CALIFORNIA
16 CONSTITUTION DO NOT ALLOW A SIMPLE MAJORITY OF VOTERS TO USE
17 THE AMENDMENT PROCESS TO STRIP AWAY RIGHTS FROM MINORITY
18 GROUPS. SUCH A SWEEPING REDEFINITION OF EQUAL PROTECTION WOULD
19 REQUIRE A CONSTITUTIONAL REVISION RATHER THAN A MERE
20 AMENDMENT. ARTICLE 18 OF THE CALIFORNIA CONSTITUTION PROVIDES
21 THAT A CONSTITUTIONAL REVISION MAY ONLY BE ACCOMPLISHED BY A
22 CONSTITUTIONAL CONVENTION AND POPULAR RATIFICATION, OR BY
23 LEGISLATIVE SUBMISSION TO THE ELECTORATE, NOT BY A SIMPLE
24 BALLOT INITIATIVE. BECAUSE YOUR BOARD REPRESENTS THE
25 GOVERNMENT AGENCY RESPONSIBLE FOR ISSUING MARRIAGE LICENSES,



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1 YOU NOW BEAR THE RESPONSIBILITY OF BALANCING THE DUTY TO
2 IMPLEMENT PROPOSITION 8 WITH YOUR DUTY TO PROTECT THE EQUAL
3 RIGHTS OF THE RESIDENTS OF LOS ANGELES COUNTY. BY ADOPTING THE
4 MOTION OFFERED BY SUPERVISORS MOLINA AND YAROSLAVSKY, YOU HAVE
5 THE OPPORTUNITY TO USE YOUR INFLUENCE AS THE LARGEST COUNTY IN
6 THE STATE OF CALIFORNIA AND IN AMERICA TO SEND A CLEAR MESSAGE
7 TODAY ABOUT THE IMPORTANCE OF EQUAL RIGHTS FOR ALL OF OUR
8 RESIDENTS AND THE DANGERS OF DISCRIMINATING AGAINST ANY ONE OF
9 THEM. LOOK, OUR JUSTICE SYSTEM WITH ALL OF ITS IMPERFECTIONS,
10 IS UNEQUALED. AS THE FOUNDATION OF OUR DEMOCRACY, IT EXISTS TO
11 PROTECT THOSE IN THE MINORITY AGAINST THE WHIMS OF THE
12 MAJORITY. IT EXISTS TO PROTECT RIGHTS, FUNDAMENTAL RIGHTS,
13 LIKE THE RIGHT TO VOTE, THE RIGHT TO EXERCISE YOUR FAITH, THE
14 RIGHT TO DUE PROCESS AND THE RIGHT TO MARRY THE ONE YOU LOVE.
15 AT THIS MOMENT, I URGE YOU TO STAND WITH ME AND OTHERS ACROSS
16 THE STATE AND THE NATION, WHO ARE FIGHTING TO PROTECT THOSE
17 RIGHTS IN THE VERY INTERESTS OF JUSTICE. THANK YOU.

18
19 **SUP. MOLINA:** THANK YOU VERY MUCH. I DON'T KNOW IF WE HAVE ANY
20 QUESTIONS AT ALL. THANK YOU SO MUCH. I APPRECIATE YOU COMING
21 OVER, PARTICULARLY FLYING IN. THANK YOU SO MUCH.

22
23 **DENNIS HERRERA:** MY PLEASURE. THANK YOU.



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1 **SUP. MOLINA:** NEXT, WE'RE GOING TO CALL THEM IN GROUPS OF
2 PANELS. THE NEXT PANEL IS ZELDA KENNEDY, WHO IS THE SENIOR
3 ASSOCIATE FOR PASTORAL CARE AND SPIRITUAL GROWTH AT ALL SAINTS
4 CHURCH IN PASADENA, JUNE LAGMAY AND RITA ROMERA, WHO ARE A
5 MARRIED COUPLE, AND SUSAN RUSSELL, WHO IS A SENIOR ASSOCIATE
6 FOR PARISH LIFE AT ALL SAINTS CHURCH AS WELL IN PASADENA. IF
7 THEY'D JOIN US.

8

9 **SUP. BURKE, CHAIR:** WELCOME. PLEASE STATE YOUR NAME. WE'RE
10 GOING TO -- WE WANT TO GET EVERYONE HEARD, SO WE'RE GOING TO
11 ASK THAT YOU LIMIT YOUR TIME TO TWO MINUTES.

12

13 **ZELDA KENNEDY:** MY NAME IS ZELDA KENNEDY. AS YOU INDICATED, I'M
14 THE SENIOR ASSOCIATE FOR PASTORAL CARE AND SPIRITUAL GROWTH AT
15 ALL SAINTS IN PASADENA. AND I WANT TO THANK YOU CHAIR BURKE
16 AND THE BOARD FOR ALLOWING ME TO HAVE THIS OPPORTUNITY TO COME
17 BEFORE YOU TO SPEAK AND TO IMPLORE YOU TO JOIN THE LITIGATION
18 AGAINST PROP 8. I AM A STRAIGHT BLACK FEMALE. AND, AS SUCH, I
19 KNOW WHAT IT'S LIKE TO BE DISCRIMINATED AGAINST. THIS IS AN
20 ISSUE OF DISCRIMINATION. AND I'M ASKING YOU TO UNDERSTAND THAT
21 AND SEE IT THAT WAY. I KNOW THAT MANY PEOPLE FEEL WHY IS THIS
22 A BLACK ISSUE? IT IS CERTAINLY A BLACK ISSUE. IT'S A BLACK
23 ISSUE, IT'S A WHITE ISSUE, IT'S AN EVERY ISSUE. IF WE
24 DISCRIMINATE AGAINST ANY GROUP OF PEOPLE, WE DISCRIMINATE
25 AGAINST OURSELVES, BECAUSE WE'RE ALL IN THIS TOGETHER. AND I



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1 WOULD LIKE FOR YOU TO UNDERSTAND AND HOPE THAT YOU WILL
2 CERTAINLY GO AGAINST OR JOIN THE LITIGATION AGAINST PROP 8.

3

4 **JUNE LAGMAY:** HONORABLE MEMBERS OF THE BOARD OF SUPERVISORS.
5 THANK YOU FOR THE PRIVILEGE OF ADDRESSING YOU TO DAY. MY NAME
6 IS JUNE LAGMAY AND THIS IS MY SPOUSE, RITA ROMERO. WE HAVE
7 BEEN TOGETHER SOME 40 YEARS, BUILDING A LIFE TOGETHER, CARING
8 FOR EACH OTHER'S FAMILIES, AND WE WERE MARRIED JUST LAST
9 MONTH, A TESTAMENT TO THE ADAGE, STRAIGHT PEOPLE GET MARRIED
10 HOPING TO GROW OLD TOGETHER. GAY PEOPLE GROW OLD TOGETHER
11 HOPING TO GET MARRIED. WE WERE DELIGHTED TO AVAIL OURSELVES OF
12 THE CALIFORNIA SUPREME COURT'S DECREE THAT THE CIVIL CONTRACT
13 OF MARRIAGE COULD NOT BE WITHHELD FROM US. AND WE WERE
14 DELIGHTED WE COULD MARRY IN OUR OWN LOS ANGELES WHERE WE HAVE
15 LIVED AND WORKED ALL OUR LIVES. YET THE INK IS BARELY DRY ON
16 OUR MARRIAGE CERTIFICATE, WHEN NOW PROP 8 THREATENS OUR LIVES
17 AND CLOSES THE DOOR FOR FUTURE COUPLES. SPECIFICALLY IN LOS
18 ANGELES COUNTY, THE VOTE ON PROP 8 WAS EXCRUCIATINGLY NARROW.
19 50.5% VERSUS 49.5%. WE ARE NOT TALKING ABOUT THE FAILURE OF
20 SOME TAX MEASURE OR DEVELOPMENT PROJECT. WE ARE TALKING ABOUT
21 1,370,000 PEOPLE IN LOS ANGELES COUNTY WHO SPOKE UP IN DEFENSE
22 OF HUMAN LIVES, FOR PEOPLE'S RIGHTS TO EXIST. I MAY NOT HAVE
23 THE RIGHT TO MARRY WITHIN MY CHURCH, BUT THAT'S ALL RIGHT.
24 IT'S NOT GOVERNMENT'S JOB TO CHANGE MY CHURCH'S POSITION.
25 HOWEVER, IT IS MY GOVERNMENT'S JOB TO GUARANTEE THAT WHETHER



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1 OR NOT THE RELIGIOUS VENUE IS CLOSED TO ME, THAT AS LONG AS I
2 FILL OUT THE PAPERWORK AND PAY MY CHECK, I CAN GET A MARRIAGE
3 LICENSE LIKE ANYONE ELSE. WOULD THE STATE DENY ME A DRIVER'S
4 LICENSE BASED ON MY GENDER OR MY ETHNICITY AND NOT ON WHETHER
5 OR NOT I CAN OPERATE A MOVING VEHICLE? I DON'T WANT ANYTHING
6 MORE THAN MY FELLOW CALIFORNIANS, BUT I DON'T SEE WHY I SHOULD
7 GET LESS. THE REPRESENTATIVE GOVERNMENT AND THE JUDICIAL
8 BRANCH ARE RESPONSIBLE TO PROTECT ME AGAINST MOB RULE. THEY
9 ARE RESPONSIBLE TO PRESERVE THE RIGHTS OF ALL ITS CITIZENS
10 REGARDLESS OF PUBLIC OPINION, AND SOMETIMES IN OPPOSITION TO
11 PUBLIC OPINION, AND EVEN SOMETIMES AGAINST YOUR OWN PERSONAL
12 BELIEFS. BECAUSE AS ELECTED OFFICIALS, IT IS YOUR SACRED
13 RESPONSIBILITY TO DEFEND A MINORITY GROUP FROM ADVERSE
14 TREATMENT. AND THAT IS WHAT I AM ASKING YOU TODAY, TO STAND
15 WITH US, YOUR CITIZENS WHO HAVE BEEN WRONGED AND WORK WITH US
16 TO MAKE US WHOLE.

17

18 **RITA ROMERO:** MY NAME IS RITA ROMERO. I'M JUNIE'S SPOUSE. AND
19 I'LL KEEP THIS REAL QUICK. PLEASE APPROVE THE MOTION BEFORE
20 YOU TODAY SO THAT LOS ANGELES COUNTY CAN STAND WITH THE CITY
21 OF LOS ANGELES, THE CITY AND COUNTY OF SAN FRANCISCO, AND
22 SANTA CLARA COUNTY, AND WITH 43 MEMBERS OF THE CALIFORNIA
23 STATE LEGISLATURE TO CHALLENGE THE VALIDITY OF PROP 8. I THANK
24 YOU.

25



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1 **SUP. YAROSLAVSKY:** MADAM CHAIR, I JUST WANT TO ACKNOWLEDGE THAT
2 JUNE AND RITA WERE MARRIED IN THEIR HOME. I HAD THE HONOR OF
3 PERFORMING THE MARRIAGE A COUPLE OF MONTHS AGO. AND JUNE WAS
4 MY CLERK IN THE FINANCE COMMITTEE OF THE CITY COUNCIL FOR MANY
5 YEARS, AND DID A GREAT, GREAT JOB.

6

7 **SUP. MOLINA:** SHE ALSO WORKED FOR ME.

8

9 **SUP. YAROSLAVSKY:** YOU'VE BEEN IN OFFICE LONGER THAN I'VE BEEN
10 IN OFFICE. THAT'S AN AWFULLY LONG TIME.

11

12 **SUP. MOLINA:** MISS RUSSELL.

13

14 **SUSAN RUSSELL:** GOOD MORNING. I'M THE REVEREND SUSAN RUSSELL
15 FROM ALL SAINTS PASADENA. I WAS BORN AT GOOD SAMARITAN
16 HOSPITAL AND BAPTIZED AT THE OLD CATHEDRAL HERE IN LOS
17 ANGELES, A LIFELONG EPISCOPALIAN AND ANGELINO. AND I SIT
18 BEFORE YOU TODAY AS A PRIEST AND PASTOR URGING YOU TO JOIN IN
19 THIS LITIGATION. IT'S CRITICAL, I BELIEVE, FOR MY SISTER ZELDA
20 AND I AND OTHERS FROM THE RELIGIOUS COMMUNITY TO COME AND TAKE
21 TIME TO SPEAK OUT BECAUSE SO MUCH OF THE RHETORIC THAT FUELED
22 THE FIRES OF DISCRIMINATION IN THIS ELECTION WAS FUELED BY
23 RELIGIOUS VOICES INSISTING THAT SOMEHOW THEY HAD THE
24 ENTITLEMENT TO WRITE THEIR THEOLOGY INTO OUR CONSTITUTION. I'M
25 HERE TO SAY THEY DID NOT, THEY CANNOT, AND WE'RE LOOKING TO



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1 YOU AS OUR SUPERVISORS TO SEE THAT THEY DO NOT PREVAIL. I HAVE
2 A SON ON ACTIVE DUTY IN THE U.S. ARMY. HE SWORE AT THE END OF
3 HIS BOOT CAMP TO DEFEND THE CONSTITUTION AGAINST ALL ENEMIES
4 FOREIGN AND DOMESTIC. HE DOES IT IN A BLACKHAWK HELICOPTER.
5 BUT TODAY YOU DO IT IN A COUNTY BOARD OF SUPERVISORS, STANDING
6 UP TO DEFEND THE PRECIOUS GIFT OF OUR CONSTITUTION FROM
7 RELIGIOUS IDEOLOGUES WHO WOULD TAKE AWAY RELIGIOUS FREEDOM
8 FROM THOSE OF US WHO WISH TO AND HAVE PRESIDED WITH GREAT JOY
9 ON BOTH THE CIVIL AND THE SACRED PART OF OUR MARRIAGES. AT ALL
10 SAINTS PASADENA, WE MARRIED 43 COUPLES FROM JUNE 17TH TO
11 NOVEMBER 4TH. I'VE BEEN A PRIEST AND PASTOR FOR ALMOST 20
12 YEARS. I'VE COUNSELED A LOT OF TROUBLED MARRIAGES. I'VE NEVER
13 HAD A COUPLE IN MY OFFICE TELLING ME THE PROBLEM WITH THEIR
14 MARRIAGE WAS THE GAY COUPLE DOWN THE STREET. WE NEED TO DO
15 EVERYTHING WE CAN TO PRESERVE THE SANCTITY OF ALL MARRIAGES IN
16 OUR RELIGIOUS COMMUNITIES. THAT'S OUR JOB. YOUR JOB IS TO
17 PROTECT THE CONSTITUTION AND ALL OF YOUR CONSTITUENTS. I URGE
18 YOU, PLEASE, AS A NATIVE ANGELINO, A PATRIOTIC AMERICAN, AND
19 THE MOTHER OF A SON IN UNIFORM TO DO THE RIGHT THING, TO JOIN
20 THIS LEGISLATION AND MAKE LOS ANGELES PROUD. THANK YOU.

21

22 **SUP. BURKE, CHAIR:** THANK YOU VERY MUCH. I'M FROM THE OTHER ALL
23 SAINTS.

24



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1 **SUP. MOLINA:** THANK YOU SO MUCH. OUR NEXT PANEL IS MADE UP OF
2 YUNGSUHN PARK, WHO IS A STAFF ATTORNEY, IF THEY'D COME UP AND
3 JOIN US, WITH THE ASIAN PACIFIC AMERICAN LEGAL CENTER, GLADYS
4 LIMON, WHO IS A STAFF ATTORNEY AT M.A.L.D.E.F., AND CATHERINE
5 LHAMON, WHO IS THE A.C.L.U. RACIAL JUSTICE DIRECTOR. MISS
6 PARK, WHY DON'T YOU START.

7

8 **YUNGSUHN PARK:** GOOD MORNING. MY NAME IS YUNGSUHN PARK, AND I'M
9 A STAFF ATTORNEY AT THE ASIAN PACIFIC AMERICAN LEGAL CENTER OF
10 SOUTHERN CALIFORNIA. A.P.A.L.C. IS THE NATION'S LARGEST PUBLIC
11 INTEREST LAW FIRM, DEVOTED TO FURTHERING THE CIVIL RIGHTS OF
12 THE ASIAN AND PACIFIC ISLANDER COMMUNITY. BEFORE THE ELECTION,
13 A.P.A.L.C. TOOK AN ORGANIZATIONAL POSITION AGAINST PROP 8 AND
14 NOW URGES THE BOARD OF SUPERVISORS TO JOIN THE LEGAL CHALLENGE
15 TO PROP 8. BECAUSE THE OUTCOME OF THE LEGAL CHALLENGE HAS
16 TREMENDOUS IMPLICATIONS FOR THE RIGHTS AND INTERESTS OF ALL
17 HISTORICALLY OPPRESSED GROUPS, INCLUDING BUT NOT LIMITED TO
18 LESBIAN AND GAY CALIFORNIANS. IF THE TERMS OF PROP 8 ARE
19 ULTIMATELY ENFORCED, THE BASIC RIGHTS OF ALL MINORITY GROUPS,
20 INCLUDING IMMIGRANTS AND RACIAL MINORITIES WILL BE IN
21 JEOPARDY. THE HISTORY OF DISCRIMINATION AGAINST CALIFORNIA
22 MINORITIES DEMONSTRATES THE CRITICAL IMPORTANCE OF OUR EQUAL
23 PROTECTION LAWS AND THE JUDICIARY'S ROLE IN PROTECTING
24 MINORITY GROUPS FROM DISCRIMINATION BY A POLITICAL MAJORITY.
25 THE ISSUE OF MARRIAGE EQUALITY IS PARTICULARLY SALIENT IN THE



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1 ASIAN-AMERICAN COMMUNITY, WHERE AS RECENTLY AS THE MID-1900S
2 ANTI-MASSAGINATION LAWS PROHIBITED INTERRACIAL MARRIAGE
3 BETWEEN ASIANS AND WHITES. THROUGH THE INITIATIVE PROCESS,
4 CALIFORNIANS HAVE ENACTED DISCRIMINATORY STATUTES SUCH AS THE
5 ALIEN LAND LAW WHICH PROHIBITED CERTAIN IMMIGRANTS FROM OWNING
6 AGRICULTURAL LAND. AND PROP 14, AN INITIATIVE IN 1964 TO
7 OVERTURN A STATE LAW PROHIBITING RACIAL DISCRIMINATION IN
8 HOUSING WHICH WAS LATER HELD TO BE UNCONSTITUTIONAL UNDER
9 FEDERAL LAW. THE JUDICIARY HAS PLAYED A KEY ROLE IN FINDING
10 THAT THESE INITIATIVES WERE UNLAWFUL AND UNCONSTITUTIONAL.
11 DENYING EQUAL PROTECTION TO ONE GROUP UNDERMINES THE
12 PRINCIPLES OF EQUAL PROTECTION FOR ALL, BECAUSE IF A BARE
13 MAJORITY CAN STRIP THE RIGHT TO MARRY FROM A GAY AND LESBIAN
14 COUPLE THROUGH THE INITIATIVE PROCESS, FUTURE AMENDMENTS
15 STRIPPING AWAY FUNDAMENTAL RIGHTS FROM OTHER GROUPS BASED ON
16 RACE, NATIONAL ORIGIN, GENDER, OR RELIGION WOULD BE
17 INEVITABLE.

18
19 **SUP. BURKE, CHAIR:** THANK YOU VERY MUCH.

20
21 **GLADYS LIMON:** GOOD MORNING. MY NAME IS GLADYS LIMON. I'M A
22 STAFF ATTORNEY WITH THE MEXICAN AMERICAN LEGAL DEFENSE AND
23 EDUCATIONAL FUND, AND I THANK YOU FOR YOUR TIME IN ALLOWING ME
24 TO BE HERE TODAY TO SPEAK ON SUCH AN IMPORTANT ISSUE. FOR THE
25 PAST 40 YEARS, M.A.L.D.E.F.. HAS FOUGHT TO PROTECT AND PROMOTE



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1 THE CIVIL RIGHTS OF LATINOS THROUGHOUT THE COUNTRY. AND I AM
2 HERE TODAY BECAUSE THIS FIGHT, THE STRUGGLE TO PROTECT THE
3 FUNDAMENTAL RIGHTS OF SAME SEX COUPLES IS NO DIFFERENT.
4 PROPOSITION 8 CONTRADICTS THE MOST BASIC PROTECTION GUARANTEED
5 BY THE CALIFORNIA CONSTITUTION, WHICH IS THE RIGHT TO EQUAL
6 PROTECTION OF THE LAWS. THE CONSTITUTION'S GUARANTEE OF EQUAL
7 PROTECTION IS A CENTRAL PRINCIPLE, BUT IT MEANS NOTHING IF A
8 MERE MAJORITY CAN OVERRIDE IT THROUGH THE INITIATIVE PROCESS.
9 IT IS THIS USE OF THE LETTER OF THE LAW BY THE MAJORITY TO
10 SANCTION DISCRIMINATION AGAINST MINORITIES THAT M.A.L.D.E.F..
11 HAS AND CONTINUES TO CHALLENGE. THAT'S WHY M.A.L.D.E.F.. HAS
12 BEEN ACTIVELY INVOLVED IN CHALLENGING PROP 8. M.A.L.D.E.F..
13 FILED AN AMICUS BRIEF SUPPORTING MARRIAGE EQUALITY WHEN IT
14 CAME BEFORE THE CALIFORNIA SUPREME COURT. WE JOIN IN EFFORTS
15 TO CHALLENGE THE VALIDITY OF PROPOSITION 8 TO BE ON THE BALLOT
16 AND M.A.L.D.E.F. SIGNED ON AS ON OPPONENT TO PROPOSITION 8.
17 FUNDAMENTAL RIGHTS SHOULD BE GOVERNED BY OUR CONSTITUTION, AS
18 DEFINED BY OUR COURTS AND NOT BY THE POPULAR VOTE.
19 IMPLICATIONS OF THIS ATTEMPT TO CONSTITUTIONALIZE THE DENIAL
20 OF EQUAL PROTECTION ARE PROFOUND AND DANGEROUS, BECAUSE THERE
21 WILL BE NOTHING TO STOP THE USE OF INITIATIVE PROCESS TO
22 SELECTIVELY DENY A FUNDAMENTAL RIGHT TO ANOTHER UNPOPULAR AND
23 DISFAVORED GROUP. INDEED, WE'VE SEEN THIS TOO MANY TIMES
24 BEFORE. AS I'M SURE YOU ALL REMEMBER, IN 1994, PROPOSITION 187
25 WAS PASSED BY 59% OF CALIFORNIA VOTERS. THAT PROPOSITION,



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1 AMONGST OTHER THINGS, PROHIBITED PUBLIC SCHOOLS FROM PROVIDING
2 AN EDUCATION TO UNDOCUMENTED CHILDREN. THE IDEA OF
3 UNDOCUMENTED CHILDREN ATTENDING PUBLIC SCHOOLS WAS NOT POPULAR
4 WITH THE ELECTORATE SO THEY DECIDED TO BAN THEM FROM DOING SO,
5 DESPITE THE EQUAL PROTECTION AFFORDED TO THEM BY OUR
6 CONSTITUTION. AS WITH PROPOSITION 187, PROP 8 MANDATES THAT
7 LOCAL GOVERNMENTS DISCRIMINATE AGAINST A PARTICULAR MINORITY
8 GROUP AND DENY THEM A FUNDAMENTAL RIGHT. THE COUNTY CANNOT
9 STAND BY AND ALLOW A LEGALLY AND MORALLY OBJECTIONABLE POLICY
10 OF SEPARATE AND UNEQUAL TO TAKE HOLD. SO I URGE YOU TO PASS
11 THIS MOTION TO CHALLENGE THE VALIDITY OF PROPOSITION 8 AND
12 UPHOLD THE EQUAL RIGHTS OF ALL CALIFORNIANS.

13

14 **CATHERINE LHAMON:** GOOD MORNING. I'M CATHERINE LHAMON, RACIAL
15 JUSTICE DIRECTOR AT THE A.C.L.U. OF SOUTHERN CALIFORNIA, AND I
16 TOO URGE THIS BOARD TO JOIN THE LAWSUIT CHALLENGING THE
17 CONSTITUTIONALITY OF PROPOSITION 8. THE VERY TITLE OF
18 PROPOSITION 8 STATES ITS CONSTITUTIONAL DEFECT. ITS TITLE IS
19 ELIMINATE THE RIGHT OF SAME SEX COUPLES TO MARRY. PROPOSITION
20 8 TAKES AWAY WHAT OUR CONSTITUTION GUARANTEES AS A FUNDAMENTAL
21 RIGHT. IN SO DOING, IT WORKS A BREATHTAKING DIMINUTION OF THE
22 VALUE OF THE CONSTITUTION ITSELF. IF IT STANDS, PROPOSITION 8
23 WILL SUGGEST THAT ANY FUNDAMENTAL RIGHTS CAN BE REVOKED BY A
24 BARE MAJORITY VOTE. OUR SYSTEM OF CHECKS AND BALANCES DOES NOT
25 GIVE THE VOTING MAJORITY THE RIGHT TO TAKE AWAY OUR



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1 FUNDAMENTAL RIGHTS. PROPOSITION 8 IS UNCONSTITUTIONAL AND WILL
2 BE OVERTURNED IN COURT. THIS COUNTY SHOULD STAND ON THE RIGHT
3 SIDE OF HISTORY, SAYING THAT WE WILL NOT BE PART OF OFFICIAL
4 DISCRIMINATION. BUT AS MUCH AS I AM PROFESSIONALLY INTERESTED
5 IN ENSURING EQUAL PROTECTION FOR ALL PERSONS AS THE RACIAL
6 JUSTICE DIRECTOR AT THE A.C.L.U. OF SOUTHERN CALIFORNIA, THIS
7 ISSUE IS ALSO DEEPLY PERSONAL FOR ME. MY PARENTS WERE MARRIED
8 IN WASHINGTON, D.C., RATHER THAN IN MY MOTHER'S HOME STATE OF
9 VIRGINIA, BECAUSE IN 1966, VIRGINIA STILL OUTLAWED INTERRACIAL
10 MARRIAGE. MY MOTHER, WHO IS BLACK, COULD NOT MARRY MY FATHER,
11 WHO IS WHITE IN HER HOME STATE. THE FOLLOWING YEAR, THE UNITED
12 STATES SUPREME COURT OUTLAWED RACE-BASED MARRIAGE RESTRICTIONS
13 IN LOVING VERSUS VIRGINIA. I WAS RAISED IN THE SHADOW OF THE
14 SUPREME COURT'S DECISION IN LOVING AND IN BROWN. THE EQUAL
15 PROTECTION EXTENDS TO ALL PERSONS. THE SUPREME COURT'S
16 DECISIONS THERE CREATED A NEW DAY OF MEANINGFUL OPPORTUNITY
17 FOR PEOPLE LIKE ME, AND THEY ARE THE REASONS THAT I AM A CIVIL
18 RIGHTS LAWYER. I ASK, I URGE THIS BOARD TO ENSURE THAT AN
19 ELECTORATE CANNOT, THROUGH THE TYRANNY OF THE MAJORITY VOTE,
20 WIPE AWAY WHOLE CLOTH SUCH FUNDAMENTAL CONSTITUTIONAL
21 PROTECTIONS AS THE RIGHT TO EQUAL PROTECTION OF THE LAW FOR
22 ALL PERSONS. BECAUSE IF WE CAN DO THAT, WE WILL AS A STATE
23 RETURN TO THE BAD OLD DAYS OF INSTITUTIONALIZED DISCRIMINATION
24 THAT I NEVER THOUGHT I WOULD SEE IN MY LIFETIME. I URGE THIS



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1 BOARD TO DO WHAT IS RIGHT AND WORK THROUGH A LAWSUIT TO
2 PROTECT ALL CALIFORNIANS.

3

4 **SUP. BURKE, CHAIR:** THANK YOU VERY MUCH.

5

6 **SUP. MOLINA:** THANK YOU SO MUCH. THE FINAL PANEL IS CONNIE
7 RICE, WITH THE ADVANCEMENT PROJECT, IF THEY'D JOIN US, AND
8 BRIAN CHASE WITH LAMBDA LEGAL DEFENSE FUND.

9

10 **SUP. BURKE, CHAIR:** HOW MANY ARE THERE? PLEASE STATE YOUR NAME.

11

12 **CONNIE RICE:** GOOD MORNING. MY NAME IS CONNIE RICE. SUPERVISOR
13 BURKE, THIS MAY BE ONE OF THE LAST TIMES I HAVE THE HONOR OF
14 ADDRESSING YOU. THANK YOU SO MUCH FOR YOUR SERVICE. AS I'VE
15 SAID, YOU WERE A ROLE MODEL FOR ME WHEN I WAS GROWING AND UP
16 YOU STILL ARE. TO YOUR COLLEAGUES AND SUPERVISOR MOLINA AND
17 SUPERVISOR YAROSLAVSKY, I THINK WE'VE KNOWN EACH OTHER FOR A
18 VERY LONG TIME. I AM A CIVIL RIGHTS ATTORNEY. I HAVE FOUGHT
19 FOR 25 YEARS AGAINST EXCLUSION BASED ON NATIONAL ORIGIN, RACE,
20 GENDER, AGE, CLASS AND RELIGION. AND TODAY I'M HERE TO STAND
21 AGAINST EXCLUSION BASED ON SEXUAL ORIENTATION. YOU HAVE HEARD
22 THE LEGAL ARGUMENTS FOR VOTING TO JOIN THE LAWSUITS
23 CHALLENGING THE CONSTITUTIONALITY OF PROP 8, AND I AGREE WITH
24 ALL OF THOSE ARGUMENTS. THE MOST IMPORTANT OF COURSE IS THAT
25 YOU CAN'T SIMPLY WAKE UP ONE MORNING AND DECIDE THAT IT WAS



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1 WRONG FOR WOMAN TO HAVE THE VOTE AND THEN GET A PETITION
2 TOGETHER, AND WITH 50 PLUS ONE REVOKE THAT RIGHT. WHEN THE
3 CALIFORNIA SUPREME COURT FOUND THAT GAYS, LESBIANS,
4 TRANSSEXUALS, BISEXUALS, WHEN THAT COMMUNITY CONSTITUTES A
5 TARGETED MINORITY THAT SUFFERS SPECIFIC STIGMA BASED ON BIAS
6 AND FEAR, THEY HAVE JOINED THE OTHER PROTECTED CATEGORIES. YOU
7 CAN'T SIMPLY STRIP THOSE RIGHTS AWAY WITH A MAJORITY VOTE. THE
8 LOS ANGELES COUNTY BOARD OF SUPERVISORS IS THE LARGEST LOCAL
9 ENTITY GOVERNMENT IN THE UNITED STATES, BY FAR. YOU CARRY A
10 WEIGHT THAT OTHER LOCALITIES AND JURISDICTIONS DO NOT. THIS IS
11 AN EXTRAORDINARILY IMPORTANT PRINCIPLE TO STAND FOR, NOT JUST
12 TO PROTECT THE GAY AND LESBIAN COMMUNITY, BUT ALSO PROTECT THE
13 RELIGIOUS COMMUNITY. BECAUSE CIVIL MARRIAGE IS COMPLETELY
14 SEPARATE FROM SACRAMENT CHURCH-BLESSED MARRIAGE. I WOULD BE
15 EQUALLY ADAMANT IN PROTECTING THE RIGHTS OF SYNAGOGUES AND
16 MOSQUES AND CHURCHES TO CONFER THEIR SACRAMENTS BASED IN THEIR
17 FAITH IN ANY WAY THEY DEEM NECESSARY ACCORDING TO THEIR FAITH.
18 AND THE STATE LAW HAS ABSOLUTELY NOTHING TO SAY TO FAITH
19 COMMUNITIES ABOUT WHOM THEY CAN MARRY AND HOW THEY CAN MARRY
20 THEM. THIS IS A DOUBLE RIGHT. RELIGIOUS COMMUNITIES CANNOT
21 TAKE CIVIL LAW AND MERGE IT WITH SACRAMENT LAW. WHEN YOU ARE
22 TALKING ABOUT CIVIL LAW AND YOU CONFER THAT RIGHT AND THAT
23 RESPONSIBILITY AND THAT PRIVILEGE TO THE CITIZENS OF
24 CALIFORNIA, YOU CANNOT WITHHOLD THAT RIGHT BASED ON AN
25 INVIDIOUS, TARGETED BASIS OF STIGMA. SEPARATE BUT EQUAL



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1 MARRIAGE DOESN'T WORK ANY BETTER THAN SEPARATE BUT EQUAL
2 PUBLIC ACCOMMODATIONS OR ANYTHING ELSE. THERE IS NO
3 DIFFERENCE. BECAUSE THE ONLY BASIS FOR HAVING TWO-TIER
4 MARRIAGE IS BECAUSE THE SECOND TIER IS BASED ON FEAR AND
5 LOATHING AND STIGMA, JUST AS SEPARATE BUT EQUAL ACCOMMODATIONS
6 WERE BASED ON FEAR AND LOATHING OF AFRICAN-AMERICANS. THIS IS
7 A CIVIL RIGHTS ISSUE, IT IS COMPARABLE TO THE BATTLES THAT MY
8 PARENTS HAVE FOUGHT. ON A PERSONAL NOTE, I AM THE GREAT
9 GRANDDAUGHTER OF SLAVES AND SLAVE OWNERS. MY GREAT
10 GRANDPARENTS COULD NOT MARRY AS SLAVES. MY MARRIAGE TO A
11 JEWISH MAN WOULD NOT HAVE BEEN POSSIBLE WITHOUT THE CHANGES IN
12 CIVIL LAW. MARRIAGE IN THE CIVIL SIDE HAS BEEN EVOLVING WITH
13 STANDARDS OF SOCIAL ACCEPTABILITY AND LAW. WE NEED TO TAKE
14 THIS STEP NOW. I URGE YOU VERY STRONGLY TO JOIN THE FIGHT TO
15 END THE EXCLUSION BASED ON SEXUAL ORIENTATION.

16

17 **BRIAN CHASE:** GOOD MORNING, SUPERVISORS. MY NAME IS BRIAN CHASE
18 AND I AM A SENIOR STAFF ATTORNEY WITH THE LOS ANGELES OFFICE
19 OF LAMBDA LEGAL. THANK YOU VERY MUCH FOR BRINGING US HERE AND
20 I URGE PASSAGE OF THE MOTION. OVER THREE DECADES AGO, ANOTHER
21 CONTROVERSIAL ANTI-GAY AND LESBIAN BALLOT INITIATIVE APPEARED
22 IN CALIFORNIA. THE BRIGGS INITIATIVE WOULD HAVE FORCED EVERY
23 GAY AND LESBIAN TEACHER IN CALIFORNIA TO BE FIRED AND WOULD
24 HAVE FORCED ANY TEACHER WHO EVEN SPOKE OUT IN SUPPORT OF GAY
25 PEOPLE TO BE FIRED. THE MISINFORMATION AND SCARE TACTICS THAT



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1 WERE USED TO PUSH THE BRIGGS INITIATIVE WOULD BE VERY FAMILIAR
2 TO ANYONE WHO LIVED THROUGH THE LAST FOUR MONTHS IN
3 CALIFORNIA. THEY'RE COMING FOR YOUR KIDS, THEY'RE GOING TO
4 TURN YOUR KIDS GAY, THEY'RE COMING FOR THEM IN THE SCHOOL.
5 THOSE LIES, THEY WEREN'T TRUE THEN AND THEY'RE NOT TRUE NOW.
6 THE WELL FUNDED OPPONENTS OF EQUAL TREATMENT FOR GAY MEN AND
7 LESBIANS USE THE SAME SCARE TACTICS TO TEAR CALIFORNIANS
8 APART, TO CARVE OUR COMMUNITIES INTO SMALLER AND SMALLER
9 GROUPS, RATHER THAN UNIFYING US ALL AS CALIFORNIANS. BUT THE
10 DRAFTERS OF THE CALIFORNIA CONSTITUTION KNEW BETTER. THEY KNEW
11 THAT ONLY A GUARANTEE OF EQUALITY FOR ALL CITIZENS COULD UNITE
12 US, SO THEY GAVE US A PROMISE OF EQUAL PROTECTION UNDER THE
13 LAW, BUT EQUAL PROTECTION MEANS NOTHING IF A BARE MAJORITY OF
14 CITIZENS CAN VOTE TO STRIP AWAY RIGHTS FROM A HISTORICALLY
15 OPPRESSED GROUP. IF JUST 51% WHO HAVE BEEN SCARED AND TOLD
16 THAT SOMEBODY'S GOING TO HURT THEIR KIDS CAN STRIP AWAY
17 RIGHTS, THEN EQUAL PROTECTION DOESN'T MEAN ANYTHING. IF 51%
18 CAN STRIP AWAY THE RIGHTS OF ONE MINORITY, THEN THEY CAN DO IT
19 TO ANYONE. IF MINORITY RIGHTS CAN VANISH BY MAJORITY VOTE,
20 THEN WE'RE NOT EQUAL CITIZENS UNDER THE LAW AND THE EQUAL
21 PROTECTION GUARANTEES OF THE CONSTITUTION ARE JUST INK ON
22 PAPER. I URGE ALL OF YOU TO SUPPORT THIS LAWSUIT AND TO ASK
23 THE SUPREME COURT TO SAY CLEARLY THAT EQUAL PROTECTION RIGHTS
24 ARE NOT UP FOR VOTE, THEY ARE RIGHTS ENJOYED BY ALL CITIZENS.
25 THANK YOU VERY MUCH.



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1

SUP. MOLINA: THANK YOU VERY MUCH. THAT CONCLUDES THE FORMAL
PANEL. WE HAVE SIX OTHER MEMBERS THAT WOULD LIKE TO ADDRESS
US. WE HAVE A LIMITATION AS WE ARE LOSING A QUORUM. IF YOU
WOULD LIKE TO SPEAK, PLEASE COME UP AND JOIN US. IF NOT,
INTRODUCE YOURSELF AND WE'LL BE FINE. JOHN WALSH, LUIS LOPEZ
FROM THE HONOR P.A.C., DR. MAYRA FERNANDEZ, ALSO FROM HONOR
P.A.C. NOT EVERYONE NEEDS TO SPEAK. FRANCISCO DUENAS FROM THE
CITY OF LOS ANGELES HUMAN RELATIONS. ELENA POPP, ALSO FROM THE
HONOR P.A.C., AND MARIO CEBALLOS FROM THE LOS ANGELES COUNTY
HUMAN RELATIONS COMMISSION.

12

SUP. BURKE, CHAIR: TO THE DEGREE THAT ANYONE IS WILLING TO
JUST SIMPLY STATE THEIR POSITION WITHOUT GIVING A FORMAL
STATEMENT, WE WOULD APPRECIATE THAT. WE DO WANT TO GET TO THIS
TODAY. PLEASE STATE YOUR NAME.

17

JOHN WALSH: MY NAME IS JOHN WALSH FROM HOLLYWOOD REPRESENTING
STRAIGHTS AND GAYS ALL THE WAY AGAINST PROPOSITION 8. I'M ALSO
AN UNPAID LOBBYIST FOR THE WEDDING TUXEDO INDUSTRY, WHICH
STANDS TO GAIN A GREAT DEAL OF MONEY IF THIS LAWSUIT PASSES.
WE ALSO HAVE IN OUR GROUP A THEME SONG, I WON'T SING IT FOR
YOU, IT'S FROM "MY FAIR LADY," "GET ME TO THE CHURCH ON TIME."
TOGETHER, ALL THE WAY, GAYS AND STRAIGHTS. AND THE ONLY WAY
THAT THEY'RE GOING TO SEPARATE PROGRESSIVE GAYS AND



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1 PROGRESSIVE STRAIGHTS, THE ONLY WAY THE RIGHT IS GOING TO
2 SEPARATE US IS WITH A CROWBAR. THANK YOU.

3

4 **SUP. MOLINA:** THANK YOU.

5

6 **SUP. BURKE, CHAIR:** THANK YOU. PLEASE STATE YOUR NAME.

7

8 **DR. MAYRA FERNANDEZ:** MAYRA, DR. MAYRA FERNANDEZ, I'VE COME
9 FROM LONG BEACH. AND I JUST WANT TO SPEAK BRIEFLY THAT ON
10 SEPTEMBER THE 15TH, RIGHT AFTER 9-11, MY PARTNER AND I DID AN
11 INCREDIBLE, BEAUTIFUL THING AND WE BROUGHT FIVE CHILDREN INTO
12 OUR HOME TO BE ADOPTED. THESE CHILDREN HAVE COME FROM
13 INCREDIBLE BACKGROUNDS. AND D.C.S.F. IN ITS ALMIGHTY WISDOM
14 WOULD NOT ALLOW TO US ADOPT THEIR THREE OLDER SIBLINGS. THESE
15 THREE OLDER SIBLINGS ENDED UP IN JUVENILE HALL, IN GANGS,
16 DRUGS, AND EVERYTHING THAT COST THE COUNTY A LOT OF MONEY. IN
17 THE MEANTIME, WE HAVE TAKEN THESE CHILDREN, AND TWO OF WHOM
18 WERE CLASSIFIED MENTALLY RETARDED, AND ARE IN REGULAR
19 CLASSROOMS DOING VERY, VERY WELL. AND WE HAVE SAVED THE COUNTY
20 A LOT OF MONEY. BUT IT'S JUST NOT MY PARTNER AND MYSELF, IT'S
21 ALSO A LOT OF GAYS WHO HAVE TAKEN THESE CHILDREN INTO THEIR
22 HOMES AND LOVED THEM AND HAVE SAVED THE COUNTY A LOT OF MONEY.
23 AND SO I URGE YOU TO PLEASE ALLOW US AND OUR CHILDREN TO WALK
24 WITH OUR HEADS HELD HIGH, LIKE WE PEOPLE OF COLOR NOW HAVE
25 WHEN THE PRESIDENT-ELECT, WHO IS AFRICAN AMERICAN, WE ALL WALK



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1 A LOT BETTER AND FEEL BETTER ABOUT OURSELVES, AND I WANT OUR
2 CHILDREN TO BE ABLE TO DO THAT, KNOWING THAT THEIR PARENTS ARE
3 SUPPORTED BY THE MAJORITY OF THESE PEOPLE HERE IN CALIFORNIA,
4 OUR BROTHERS AND SISTERS. SO I THANK YOU FOR ALLOWING ME TO
5 SPEAK AND HOPEFULLY THAT YOU WILL VOTE FOR THE RIGHT SIDE.
6 THANK YOU SO MUCH.

7

8 **SUP. MOLINA:** THANK YOU.

9

10 **SUP. BURKE, CHAIR:** PLEASE STATE YOUR NAME.

11

12 **LUIS LOPEZ:** LUIS LOPEZ. GOOD MORNING.

13

14 **SUP. BURKE, CHAIR:** PLEASE HAVE A SEAT.

15

16 **LUIS LOPEZ:** GOOD MORNING, CHAIR, MEMBERS OF THE BOARD OF
17 SUPERVISORS. MY NAME IS LUIS LOPEZ. I SERVE AS PRESIDENT OF
18 HONOR P.A.C. AND I'M HERE JOINED BY A NUMBER OF MY COLLEAGUES.
19 HONOR P.A.C. IS A STATEWIDE COMMITTEE COMMITTED TO THE
20 EMPOWERMENT OF GAY LATINO COMMUNITIES ACROSS THE STATE OF
21 CALIFORNIA. WE ARE HERE TO URGE SUPPORT FOR THIS MOTION AND
22 FOR THE COUNTY TO TAKE PART IN THE LITIGATION AGAINST PROP 8.
23 WE KNOW ACCORDING TO THE 2,000 U.S. CENSUS, THAT LATINO SAME
24 SEX HOUSEHOLDS ARE RAISING CHILDREN AT RATES FAR GREATER THAN
25 THEIR WHITE, ASIAN, BLACK, AND INTERRACIAL COUNTERPARTS. WE



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1 ALSO KNOW THAT LATINO SAME SEX HOUSEHOLDS ARE IN MANY WAYS
2 SIMILAR TO THEIR NONGAY, HETEROSEXUAL LATINO COUNTERPARTS.
3 THEY ARE RAISING CHILDREN, THEY LIVE IN THE SAME COMMUNITIES,
4 THEY SEND THEIR KIDS TO THE SAME SCHOOLS, AND THEY'RE DEALING
5 WITH THE SAME ISSUES THAT MANY LATINO COUPLES ARE DEALING
6 WITH. FOR THESE FAMILIES, RESERVING THE RIGHT TO MARRY WOULD
7 PROVIDE GREATER LEGAL PROTECTIONS, ECONOMIC SECURITY AND PEACE
8 OF MIND, ESPECIALLY IN TIMES OF CRISIS SUCH AS IN THE CASE OF
9 A PARTNER'S ILLNESS OR DEATH. FOR THESE REASONS, WE URGE YOU
10 TO PASS THIS MOTION AND ON BEHALF OF OUR SUPPORTERS AND THE
11 THOUSANDS OF GAY COUPLES OF ALL RACES ACROSS THE STATE OF
12 CALIFORNIA, BOTH MARRIED AND UNMARRIED, WE THANK YOU FOR YOUR
13 LEADERSHIP AND FOR ADVANCING THIS MOTION AND FOR PASSING IT
14 TODAY.

15

16 **SUP. BURKE, CHAIR:** THANK YOU. PLEASE STATE YOUR NAME.

17

18 **MARIO CEBALLOS:** MARIO CEBALLOS. AND I'M HERE FIRST OF ALL TO
19 THANK YOU FOR THE OPPORTUNITY TO SPEAK AND THE LEADERSHIP THAT
20 ALL OF YOU HAVE SHOWN ON SO MANY ISSUES AND ESPECIALLY THIS
21 ONE. I'M HERE TO SPEAK TO YOU BOTH AS A RESIDENT OF THIS
22 COUNTY AND AS A HUMAN RELATIONS COMMISSIONER. ALSO, FRANCISCO
23 DUENAS, A COMMISSIONER FOR THE CITY'S, HUMAN RELATIONS
24 COMMISSIONER, ALLOWED ME TO SPEAK ON HIS BEHALF. I WANT TO
25 BEGIN BY LETTING YOU KNOW THAT MY FAMILY CAME TO THIS COUNTRY,



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1 BUT VERY SPECIFICALLY TO THIS COUNTY BECAUSE IT WAS A PLACE OF
2 PROMISE, OF OPPORTUNITY, AND OF GREAT RIGHTS THAT PERHAPS WE
3 DIDN'T HAVE IN OUR OWN COUNTRY. WE CAME HERE BELIEVING THAT WE
4 COULD NOT ONLY PROVIDE OUR TALENT AND RESOURCES TO THIS
5 COUNTRY, BUT THAT WE WOULD BE ABLE TO GROW AS INDIVIDUALS AND
6 AS A FAMILY. TO THIS, I'M VERY GRATEFUL. AS A COMMISSIONER,
7 I'M ALSO GRATEFUL FOR THE OPPORTUNITY TO ADDRESS MANY OF THE
8 ISSUES THAT OFTEN DIVIDE OUR FAMILIES, OUR NEIGHBORHOODS, AND
9 OUR HOMES. THIS IS ONE OF THOSE ISSUES, AND HERE IS WHERE I
10 WOULD ASK YOU TO TELL US THAT THIS IS IN FACT A PLACE WHERE
11 EQUALITY DOES MATTER. EVERY YEAR, THE HUMAN RELATIONS
12 COMMISSION ISSUES A HATE CRIME REPORT. YOU KNOW HOW IMPORTANT
13 THAT REPORT IS TO THE QUALITY OF LIFE THAT WE CAN BRING ALL OF
14 OUR RESIDENTS. IN THIS REPORT, WE WANT TO MAKE SURE THAT NO
15 ONE EVER IS A SECOND CLASS CITIZEN IN OUR COUNTY, NOT WHERE
16 THEY LIVE, NOT WHAT SERVICES THEY SEEK, NOT WHAT IDEALS THEY
17 WANT TO ACHIEVE IN THEIR LIFETIME. HERE, WE WANT TO MAKE SURE
18 THAT EVERYONE IS GOING TO BE PROTECTED UNDER THE LAW.
19 RECENTLY, WE SAW SOMETHING THAT WE NEVER IMAGINED WE WOULD SEE
20 IN OUR LIFETIME, AND THAT IS TO SEE PRESIDENT-ELECT OBAMA BE
21 ELECTED. WHAT HE SPOKE ABOUT WAS THAT PERFECT UNION IN OUR
22 COUNTRY AND HOW WE ARE GOING TO BE REACHING IT. I WANT TO
23 BELIEVE THAT L.A. COUNTY IS REACHING THAT SAME POINT, A PLACE
24 WHERE WE ARE A PERFECT UNION. SO I ASK YOU TODAY TO SUPPORT
25 THIS MOTION. THANK YOU THOSE WHO BROUGHT THIS MOTION TO THE



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1 BOARD OF SUPERVISORS. AND LASTLY, I WOULD WANT TO ADD THIS. I
2 BELIEVE THAT OUR FOUNDING FATHERS WOULD HAVE VOTED "NO" ON
3 PROPOSITION 8. IN THEIR WISDOM, THEY UNDERSTOOD THAT THE
4 PERFECT WAY, THE PERFECT UNION WOULD ONLY BE REACHED THROUGH
5 THE SEPARATION OF CHURCH AND STATE. I HOPE WE CAN FOLLOW THEIR
6 TEACHINGS AND, AGAIN, ALLOW OTHERS TO REACH THIS IDEAL.

7

8 **SUP. BURKE, CHAIR:** THANK YOU. PLEASE STATE YOUR NAME.

9

10 **ELENA POPP:** MY NAME IS ELENA POPP AND THIS IS MY PARTNER,
11 BRIDGET GONZALEZ, AND I WANT TO START BY THANKING SUPERVISOR
12 MOLINA FOR HER EARLY LEADERSHIP ON THIS ISSUE. I CONCUR WITH
13 THE SPEAKERS WHO HAVE TALKED ABOUT THIS BEING A CONSTITUTIONAL
14 ISSUE AND AN ISSUE OF EQUAL PROTECTION. IT IS ALSO AN ISSUE OF
15 LOVE. I MET MY SOUL MATE 15 YEARS AGO. WE'VE BEEN TOGETHER FOR
16 15 YEARS AND WE WERE MARRIED MONDAY BEFORE ELECTION DAY AT THE
17 EAST L.A. OFFICE OF THE CAMPAIGN, BECAUSE WE DIDN'T QUITE
18 TRUST THAT THE VOTERS WOULD DO THE RIGHT THING. AND IT'S SAD
19 THAT WE DIDN'T TRUST THE VOTERS. WE TURNED OUT TO BE RIGHT.
20 AND I WANT TO POINT OUT, HOWEVER, THAT THAT MARGIN IS SO
21 HORRIBLY NARROW THAT IT IS REALLY -- IT IS SO ESSENTIAL THAT
22 THE PROPOSITION BE OVERTURNED. I THINK WE CAN COUNT ON THESE
23 VOTES HERE TODAY AND I THANK YOU FOR YOUR TIME.

24

25 **SUP. MOLINA:** THANK YOU SO MUCH.



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1

2 **SUP. BURKE, CHAIR:** IS THERE ANYONE ELSE?

3

4 **SUP. MOLINA:** THANK YOU SO MUCH FOR JOINING US. I WANT TO THANK
5 ALL THE SPEAKERS WHO CAME TO JOIN US AND DISCUSS THIS ITEM. WE
6 APPRECIATE YOUR INPUT.

7

8 **SUP. BURKE, CHAIR:** CAN WE HEAR FROM THE COUNTY COUNSEL? WOULD
9 YOU LIKE TO MAKE A STATEMENT FIRST?

10

11 **SUP. YAROSLAVSKY:** NOT YET. I WANT TO HEAR FROM COUNTY COUNSEL.

12

13 **LEELA KAPUR, COUNSEL:** CHAIRPERSON BURKE AND SUPERVISORS, AS
14 STATED EARLIER, THE SPECIFIC QUESTION THAT'S IN FRONT OF THE
15 COURT IS A QUESTION AS TO WHETHER OR NOT PROPOSITION 8 IS AN
16 AMENDMENT OR REVISION TO THE CONSTITUTION. AS ELOQUENTLY
17 STATED BY MR. HERRERA AND MR. DELGADILLO, THAT ISSUE HAS A
18 VERY COMPLICATED AND COMPLEX CONSTITUTIONAL ISSUE BEHIND IT,
19 AND THAT'S THE QUESTION AS TO WHETHER OR NOT PROPOSITION 8
20 IMPACTS THE EQUAL PROTECTION CLAUSE OF THE CONSTITUTION IN
21 SUCH A WAY AS TO MAKE IT A REVISION AS OPPOSED TO AN
22 AMENDMENT. I DON'T KNOW THAT I CAN ADD TO WHAT THEY'VE
23 DESCRIBED AS THEIR ARGUMENTS IN SUPPORT OF THEIR POSITIONS.
24 BUT WHAT I WOULD BRING TO YOUR ATTENTION IS A COUPLE OF FACTS,
25 THAT I'M NOT SURE WE'RE CLEARLY EMPHASIZED TODAY, JUST SO YOU



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1 HAVE A FULL UNDERSTANDING OF WHAT'S IN FRONT OF THEM. FIRST OF
2 ALL, THE SUPREME COURT OPINION THAT WAS ISSUED IN MAY DID TWO
3 THINGS THAT WERE VERY IMPORTANT, IN MY PERSPECTIVE TO WHAT'S
4 GOING TO BE IN FRONT OF IT IN THE NEXT FEW MONTHS. FIRST OF
5 ALL, IT DEEMED THAT SEXUAL ORIENTATION, GAY AND LESBIANS, WERE
6 A PROTECTED CLASS UNDER THE EQUAL PROTECTION CLAUSE. THAT'S A
7 VERY HIGH LEVEL OF SCRUTINY THAT'S NECESSARY IN ORDER TO
8 INFRINGE UPON THEIR RIGHTS. SECONDLY, IT FOUND THAT THE
9 DEPRIVATION OF THE RIGHT TO MARRIAGE, WHICH IS A FUNDAMENTAL
10 RIGHT UNDER THE CONSTITUTION TO THAT CLASS WAS HIGHLY
11 PROTECTED. I BRING THAT UP FOR SEVERAL REASONS. FIRST OF ALL,
12 WHEN YOUR BOARD CONSIDERS WHETHER IT WANTS TO JOIN IN ON THESE
13 LAWSUITS, ONE OF THE ISSUES THAT SUPERVISOR MOLINA RAISED IN
14 HER OPENING STATEMENTS WAS THE ISSUE OF STANDING, WHAT THE
15 COUNTY WOULD BE BRINGING TO THE TABLE AND UNDER WHAT RATIONALE
16 IT WOULD BE BRINGING THIS LAWSUIT. AND I THINK THAT THE FACT
17 THAT THE SUPREME COURT FOUND THIS PROTECTED CLASS INDICATES
18 THAT -- THAT STRENGTHENS OR SUPPORTS THE COUNTY'S POSITION
19 THAT WE ARE FACING A DILEMMA BETWEEN WHETHER WE CONTINUE TO
20 ISSUE LICENSES OR HOW WE PROCESS LICENSES IN THE SOLEMNIZATION
21 OF MARRIAGES FOR GAYS AND LESBIANS VERSUS OUR BALANCING OF
22 THEIR FUNDAMENTAL RIGHTS AND THEIR EQUAL PROTECTION RIGHTS. SO
23 GIVEN THE HIGHER LEVEL OF SCRUTINY THAT THE COURT HAS IMPOSED
24 OR HAS FOUND FOR THAT CLASS OF PEOPLE, I THINK THAT THAT
25 SUPPORTS OUR STANDING ARGUMENT. SECONDLY, I BRING THAT UP



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1 BECAUSE I THINK THAT FROM MY READING OVER THE LAST SEVERAL
2 DAYS OF THE CASES THAT ARE ALREADY OUT THERE, YOU NEED TO
3 UNDERSTAND THAT THIS TRULY IS A CASE OF FIRST IMPRESSION. AND
4 THE REASON THAT I THINK IT IS A CASE OF FIRST IMPRESSION IS
5 SPECIFICALLY FOR THAT REASON. THE DISCUSSIONS PREVIOUSLY AT
6 THE CALIFORNIA SUPREME COURT LEVEL, AS WELL AS FROM WHAT I CAN
7 TELL IN OTHER JURISDICTIONS HAS NEVER CENTERED AROUND AN ISSUE
8 WHERE YOU'RE DISCUSSING THE EQUAL PROTECTION CLAUSE IN QUITE
9 THE SAME WAY. IT NEVER HAS CENTERED AROUND AN ISSUE WHERE A
10 PROTECTED CLASS AND A FUNDAMENTAL RIGHT ARE INVOLVED. AND
11 GIVEN THAT, THIS BRINGS THIS, IN MY OPINION, TO A DIFFERENT
12 LEVEL THAN IT WOULD OTHERWISE BE AT BUT FOR THAT. AND THIRDLY,
13 I THINK THAT GIVEN THE SUPREME COURT'S PREVIOUS RULING, IT IS
14 MORE LIKELY TO TAKE INTO CONSIDERATION THE ARGUMENTS THAT ARE
15 BEING MADE NOW BECAUSE OF ITS PREVIOUS RULING. WITH ALL THAT
16 BEING SAID, IT IS VERY IMPORTANT TO NOTE THAT THE RIGHT TO THE
17 INITIATIVE PROCESS IS HIGHLY PROTECTED AND HIGHLY GUARDED BY
18 THE SUPREME COURT. I WOULD SAY THAT THEY ARE HESITANT TO
19 OVERTURN THE RIGHT TO THE INITIATIVE PROCESS AND THEREFORE TO
20 FIND THAT THIS IS A REVISION WILL BE -- WILL REQUIRE A STRONG
21 ARGUMENT ON THE BEHALF OF THE PETITIONERS. FOR THAT REASON
22 AND, YOU KNOW, ALL THE VERY COMPLICATED ISSUES THAT ARE BEING
23 PRESENTED BY THIS PETITION, AS SUPERVISOR YAROSLAVSKY
24 MENTIONED IN HIS OPENING REMARKS, THIS IS A VERY CLOSE
25 QUESTION. IT'S ONE THAT I THINK EVERYBODY WHO HAS BROUGHT IT



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1 WOULD SAY IT IS A QUESTION OF FIRST IMPRESSION. IT RAISES SOME
2 VERY COMPLICATED CONSTITUTIONAL ISSUES AND IT IS VERY
3 DIFFICULT TO PREDICT WHERE THE COURT WILL GO WITH THAT. JUST
4 PROCEDURALLY, IF YOUR BOARD WERE TO DIRECT US TO PARTICIPATE
5 IN THE LITIGATION, MOST LIKELY WE WOULD DO IT BY JOINING THE
6 PETITION THAT HAS BEEN BROUGHT BY THE CITY AND COUNTY OF SAN
7 FRANCISCO, THE COUNTY OF SANTA CLARA, AND THE CITY OF L.A.,
8 AND THAT WOULD SEEM TO BE THE APPROPRIATE WAY TO PROCEED
9 UNLESS YOUR BOARD HAD A DIFFERENT DIRECTION. AND I'M HERE TO
10 ANSWER ANY QUESTIONS THAT YOU MAY HAVE AT THIS POINT.

11

12 **SUP. BURKE, CHAIR:** I HAVE ONE QUESTION. IT WAS A REQUEST THAT
13 THIS ITEM BE CONTINUED. IS IT TIME-SENSITIVE? WOULD IT BE
14 APPROPRIATE FOR US TO TAKE SOME DECISION AS SOON AS POSSIBLE
15 SO THAT WE COULD JOIN IN THOSE CASES AS THEY MOVE FORWARD?

16

17 **LEELA KAPUR, COUNSEL:** CHAIRPERSON BURKE, IT'S VERY DIFFICULT
18 TO ANSWER THAT QUESTION. WHAT IS IN FRONT OF THE SUPREME COURT
19 AT THIS MOMENT ARE SEVERAL PETITIONS, TWO OF WHICH INCLUDE A
20 REQUEST FOR A STAY, WHICH MEANS THEY'RE ASKING THAT THE COURT
21 IMMEDIATELY STAY THE ENFORCEMENT OF THE PROPOSITION. THE
22 SUPREME COURT HAS QUITE A BIT OF LATITUDE. IT IS MY
23 UNDERSTANDING, IT CAN ISSUE THE STAY AT ANY MOMENT, IT CAN
24 ISSUE AN ALTERNATIVE WRIT, MOVING THE CASE FORWARD AT ANY
25 MOMENT. IT DOES NOT NECESSARILY HAVE TO WAIT FOR ANY OF THE



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1 RESPONDENTS OR THE FILING OF ANY OPPOSITION. SO IT COULD DO
2 SOMETHING IMMEDIATELY OR IT COULD ISSUE A BRIEFING SCHEDULE
3 AND SET A HEARING WHICH WOULD TAKE A LONGER PERIOD OF TIME AND
4 WOULD BE MORE PREDICTABLE, SO I CANNOT TELL YOU WHETHER THE
5 SUPREME COURT WILL ACT IN THE NEXT WEEK OR WHETHER IT WOULD
6 NOT HAVE ACTED BY YOUR NEXT MEETING. I CAN TELL YOU THAT THERE
7 IS A POTENTIAL THAT IT COULD ACT BEFORE NEXT TUESDAY.

8

9 **SUP. BURKE, CHAIR:** WOULD IT BE APPROPRIATE FOR US TO JOIN IN
10 THAT PETITION FOR THE STAY? IS THAT WHAT'S BEING REQUESTED?

11

12 **LEELA KAPUR, COUNSEL:** WHAT IS BEING REQUESTED IS THAT WE JOIN
13 IN OR OTHERWISE PARTICIPATE IN THE LITIGATION. AS I SAID, MY
14 INSTINCT WOULD BE THAT IF WE WERE GOING TO PARTICIPATE, THE
15 APPROPRIATE WAY TO DO IT WOULD BE TO JOIN IN IN THE CITY AND
16 COUNTY OF SAN FRANCISCO'S LAWSUIT BECAUSE WE'RE MOST CLOSELY
17 ALIGNED WITH THEM FROM A STANDING POSITION. THAT LAWSUIT, IT
18 IS MY UNDERSTANDING, DOES NOT REQUEST AN IMMEDIATE STAY. BUT
19 THAT STAY IS BEING REQUESTED BY OTHER PETITIONS, SO WE WOULD
20 CERTAINLY -- THAT STAY WOULD COVER ALL JURISDICTIONS
21 OBVIOUSLY, AND WOULD COVER THE ISSUE ADEQUATELY.

22

23 **SUP. YAROSLAVSKY:** MADAM CHAIR, I WOULD ASK THAT WE MOVE
24 FORWARD TODAY IN ACCORDANCE WITH THE SUGGESTION MADE BY THE
25 COUNTY COUNSEL TO JOIN IN THE SUITS THAT ARE ALREADY BEING



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1 FILED, AND POOL OUR RESOURCES TOGETHER AND MAKE MORE SENSE.
2 AND ALSO JOIN IN THE EFFORT OF THE STAY. I THINK WE ALL HAVE
3 CONFIDENCE THAT WITH ALL THIS LEGAL BRAIN POWER HERE THAT
4 WE'LL PUT THE BEST CASE FORWARD. I THINK IT'S VERY IMPORTANT
5 THAT THE COUNTY OF LOS ANGELES BE AT THE TABLE ON THIS. THIS
6 IS THE LARGEST COUNTY, AS WAS MENTIONED EARLIER, THE LARGEST
7 COUNTY IN THE STATE, THE LARGEST COUNTY IN THE COUNTRY. I
8 THINK IT'S IMPORTANT THAT THE COUNTY BE HEARD ON THIS ISSUE. I
9 DON'T WANT TO REPEAT WHAT EVERYONE HAS SAID. I JUST WANT TO
10 SAY IT BRIEFLY ONE TIME, AND THAT IS THAT IT IS UNUSUAL FOR
11 THE HIGH COURT TO OVERTURN AN INITIATIVE. IT SHOULD BE AN
12 UNUSUAL EVENT BECAUSE THE WILL OF THE PEOPLE SHOULD GENERALLY
13 BE RESPECTED WHEN THEY CAST THEIR VOTE. THE ONLY TIME WHEN
14 THAT HAS NOT BEEN THE CASE AND WHERE IT CAN'T BE THE CASE IS
15 WHEN A MEASURE IS ON THE BALLOT THAT IS APPROVED THAT
16 FUNDAMENTALLY TAKES AWAY A CONSTITUTIONAL RIGHT THAT PEOPLE
17 HAVE. AN EQUAL PROTECTION CLAUSE OF THE CONSTITUTION, WHICH IS
18 SUBSUMED IN THE STATE CONSTITUTION, IS ONE OF THE MOST
19 VALUABLE RIGHTS AND CLAUSES OF OUR CONSTITUTION THAT WE HAVE
20 IN THIS COUNTRY. IT'S WHAT'S GOTTEN US TO WHERE WE ARE TODAY,
21 LITERALLY AND FIGURATIVELY. AND I AM OLD ENOUGH TO REMEMBER
22 PROPOSITION 14 IN 1964 WHEN THERE WAS AN INITIATIVE ON THE
23 BALLOT TO OVERTURN THE RUMFORD FAIR HOUSING ACT. I DON'T
24 REMEMBER WHICH COURT OVERRULED IT AS UNCONSTITUTIONAL. BUT IT
25 WAS RULED UNCONSTITUTIONAL, EVEN THOUGH IT PASSED 2-TO-1 IN



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1 CALIFORNIA, DISCRIMINATORY PRACTICES IN HOUSING, ACCOMMODATION
2 WAS APPROVED BY THE PEOPLE OF CALIFORNIA IN 1964 BY ALMOST 2-
3 TO-1. IT WAS OVERTHROWN. I SUSPECT IF PROPOSITION 6, WHICH WAS
4 REFERENCED EARLIER, HAD BEEN APPROVED, WHICH IT WASN'T, THANK
5 GOODNESS, BACK IN 1978, THAT THAT WOULD HAVE BEEN RULED
6 UNCONSTITUTIONAL ON THE SAME GROUNDS. I'M NOT A LAWYER. I
7 CAN'T GET INTO THE INTRICACIES OF ALL OF THE -- LEGAL
8 INTRICACIES OF ALL OF THIS. ALL I KNOW IS THIS, THE SUPREME
9 COURT RULED LAST SPRING THAT SAME-GENDER MARRIAGE WAS LEGAL,
10 WAS CONSTITUTIONAL. THE MEASURE THAT WAS ON THE BALLOT REMOVED
11 THAT RIGHT. AND I THINK WE NEED TO BE IN THE FIGHT TO RESTORE
12 THAT RIGHT. IT DOESN'T HURT ANYBODY, IT ONLY HELPS THOSE WHO
13 WANT TO PARTAKE OF THAT RIGHT, IT DOES NOT ADVERSELY AFFECT
14 ANYBODY ELSE, AND ABOVE ALL, IT'S GOING TO BE TOUGH. THE COURT
15 WAS DIVIDED WHEN IT RULED ON THIS. THE STATE IS DIVIDED, THE
16 COUNTY IS DIVIDED. THIS IS A CLOSE CALL. THIS IS WHAT THE
17 JUDGES AND THE REST OF US GET PAID THE BIG BUCKS FOR, IS TO
18 MAKE THESE KINDS OF TOUGH CALLS. AND WHEN WE TAKE OUR OATH OF
19 OFFICE HERE AND ELSEWHERE, WHEN WE SWEAR TO UPHOLD THE
20 CONSTITUTION OF THE STATE OF CALIFORNIA AND THE CONSTITUTION
21 OF THE UNITED STATES, THAT'S EXACTLY WHAT IT MEANS. AND IT
22 MEANS YOU UPHOLD IT WHEN IT'S EASY AND YOU UPHOLD IT WHEN IT'S
23 NOT EASY, WHEN IT'S HARD. AND THIS IS A TOUGH ONE, BUT AT THE
24 END OF THE DAY, WE NEED TO DO IT AND WE NEED TO STAND WITH THE
25 CONSTITUTION.



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1

2 **SUP. BURKE, CHAIR:** ARE YOU AMENDING THE MOTION -- ARE YOU
3 AMENDING THE MOTION TO ASK THAT WE JOIN IN THAT PARTICULAR
4 LAWSUIT THAT'S BEEN FILED BY THE CITY AND COUNTY OF SAN
5 FRANCISCO?

6

7 **SUP. YAROSLAVSKY:** I THINK THAT'S --

8

9 **SUP. BURKE, CHAIR:** THAT WAS WHAT YOU SUGGESTED, YES, AND THE
10 CITY OF LOS ANGELES.

11

12 **LEELA KAPUR, COUNSEL:** THAT WOULD BE OUR SUGGESTION. AND WE'VE
13 SPOKEN TO THE CITY, MR. HERRERA IS OUT IN THE AUDIENCE, AND
14 THAT WOULD BE ACCEPTABLE.

15

16 **SUP. YAROSLAVSKY:** I WOULD SO MOVE.

17

18 **SUP. BURKE, CHAIR:** ALL RIGHT. AND YOU WOULD JOIN IN THAT?

19

20 **SUP. MOLINA:** ABSOLUTELY. I THINK THAT WOULD PROBABLY BE THE
21 BETTER COURSE.

22

23 **SUP. BURKE, CHAIR:** I REALLY THINK THAT I SHOULD MAKE A
24 STATEMENT. IN MY DISTRICT, PROPOSITION 8 PASSED BY 54 TO 46.
25 NOW I CERTAINLY ALSO REMEMBER PROPOSITION 14. I CAN REMEMBER



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1 WALKING DOOR TO DOOR TRYING TO PREVENT THAT PROPOSITION FROM
2 TAKING EFFECT, AND IT'S SO SIMILAR TO WHAT WE HAVE HERE IN
3 PROPOSITION 8. I DON'T THINK THERE'S ANY SECRET THAT I OPPOSED
4 8, THAT I OPPOSED IT FOR A NUMBER OF REASONS, BASICALLY
5 BECAUSE I BELIEVE THAT YOU CANNOT HAVE THE ERADICATION OF
6 EQUAL PROTECTION. AS A LAWYER, THAT IS MY PRIMARY GOAL, TO
7 MAKE SURE THAT THERE IS EQUAL PROTECTION OF THE LAW. I FELT
8 THAT WAY WHEN PROPOSITION 14 WAS BEFORE THE PEOPLE, I FELT
9 THAT WAY WHEN PROPOSITION 8 WAS BEFORE THE PEOPLE. I RESPECT
10 EVERYONE'S RIGHT TO THEIR RELIGION AND TO BE ABLE TO EXPRESS
11 THAT RELIGION AND TO CONFORM TO THAT RELIGION. BUT MY RELIGION
12 IS NOT SOMETHING THAT SOMEONE ELSE HAS TO CONFORM TO. THERE'S
13 NO REQUIREMENT THAT I ADVOCATE MY RELIGION OR PUSH MY REGION
14 ANYONE ELSE. NOW, MY RELIGION HAPPENS NOT TO HAVE ANY
15 PROHIBITION AGAINST SAME-SEX MARRIAGE. AND I ACCEPT THAT
16 BECAUSE I BELIEVE IT'S CONSISTENT WITH RELIGIOUS GOALS. AND I
17 BELIEVE IT'S CONSISTENT WITH CHRISTIAN GOALS. SO I AM VERY,
18 VERY SUPPORTIVE OF THIS MOTION. AS A LAWYER, AS A PERSON WHO
19 BELIEVES VERY STRONGLY IN CHRISTIAN PRINCIPLES, I BELIEVE THAT
20 PART OF THOSE PRINCIPLES IS RESPECTING THE RIGHT OF OTHERS TO
21 HAVE THOSE PRINCIPLES AND TO HAVE THEIR OWN RELIGION AND ALSO
22 TO ENJOY THE SAME BENEFITS AND RIGHTS THAT I ENJOY, WHETHER OR
23 NOT IT'S SAME SEX OR HETEROSEXUAL. I BELIEVE THAT WE ALL
24 SHOULD ENJOY THE SAME RIGHTS. AND OBLIGATIONS. AND THEREFORE I
25 BELIEVE IT'S APPROPRIATE FOR US TO JOIN IN THIS LAWSUIT. AND I



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1 AM VERY, VERY DISAPPOINTED THAT IN MY DISTRICT THAT
2 PROPOSITION 8 PASSED, PARTICULARLY IN VIEW OF CIRCUMSTANCE OF
3 SO MANY PEOPLE IN THAT DISTRICT, AND PARTICULARLY AS IT
4 RELATES TO THE NEED TO REACH OUT TO PEOPLE AND TO UNDERSTAND
5 AND TO MAKE SURE THAT THERE IS THE KIND OF HEALTHCARE -- WE
6 PROBABLY HAVE THE HIGHEST INCIDENCE OF H.I.V. IN THE COUNTY.
7 AND IT IS VERY UNFORTUNATE THAT WE WOULD TAKE A POSITION THAT
8 DOES NOT RECOGNIZE THE RIGHTS OF PEOPLE. PARTICULARLY SINCE I
9 BELIEVE IN THE SECOND DISTRICT IT'S ONE WHERE PEOPLE HAVE
10 ALWAYS STOOD UP FOR CIVIL RIGHTS AND EQUAL PROTECTION. SO,
11 WITHOUT OBJECTION, SO ORDERED.

12

13 **SUP. MOLINA:** THANK YOU SO MUCH. ALL RIGHT. [APPLAUSE]

14

15 **SUP. MOLINA:** CONGRATULATIONS. THANK YOU. THANK YOU SO MUCH FOR
16 JOINING US TODAY.

17

18 **SUP. YAROSLAVSKY:** DO YOU WANT TO TAKE UP THE DISCUSSION ITEMS?

19

20 **SUP. MOLINA:** I WAS JUST GOING TO AMEND ITEM 11 SO WE CAN GET
21 IT OUT OF THE WAY. I HAVE A MOTION THAT I WANT TO PASS OUT. IT
22 VERY SIMPLY IS ASKING, WHILE THIS IS AN IMPORTANT FRANCHISE,
23 AT THE SAME TIME, WE HAVE A RESPONSIBILITY TO DEAL WITH MANY
24 OF THE ISSUES WITHIN OUR OWN COMMUNITY AND SOMETIMES SOUTHERN
25 CALIFORNIA EDISON HAS NOT BEEN AS CORDIAL AS THEY SHOULD BE.



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1 I'M ASKING THAT THE C.E.O., ALONG WITH THE DEPARTMENT OF
2 PUBLIC WORKS, THE AUDITOR-CONTROLLER AND THE COUNTY COUNSEL
3 ESTABLISH A WORKING GROUP TO PROVIDE COMMENTS AND A TIMELY
4 REVIEW OF ISSUES OF IMPORTANCE TO THE COUNTY INCLUDING BUT NOT
5 LIMITED TO GRAFFITI REMOVAL REQUIREMENTS, POLE REPLACEMENT
6 CREDITS, ACCESS TO POLES FOR PLACEMENT OF BANNERS, CHRISTMAS
7 LIGHTS, DECORATIVE BASKETS AND LAW ENFORCEMENT CAMERAS AS WELL
8 AS ANNUAL REPORTS AND AUDITS TO BE INCORPORATED IN THIS NEW
9 FRANCHISE. SO THAT'S MY MOTION TO AMEND THIS ITEM.

10

11 **SUP. BURKE, CHAIR:** MOVED BY MOLINA, SECONDED BY YAROSLAVSKY,
12 SO ORDERED.

13

14 **SUP. YAROSLAVSKY:** COULD I JUST AS A QUESTIONS? COULD I JUST
15 ASK A QUESTION BEFORE WE APPROVE THAT? I HAVE NO PROBLEM WITH
16 THE MOTION, WITH THE AMENDMENT. ARE THEY REQUESTING A LONGER-
17 TERM FRANCHISE?

18

19 **SUP. MOLINA:** THIS IS ITEM NUMBER 11, SOUTHERN CALIFORNIA
20 EDISON FRANCHISE AGREEMENT.

21

22 **SUP. YAROSLAVSKY:** YES. THIS IS EXTENDING IT FOR A YEAR,
23 CORRECT?

24



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1 **C.E.O. FUJIOKA:** FOR RIGHT NOW IT'S JUST ONE YEAR. THEY'RE
2 GOING TO ASK FOR A MUCH LONGER ONE I THINK, ONCE WE GO THROUGH
3 ALL THE NECESSARY DISCUSSIONS AND STEPS, THEY ARE GOING TO ASK
4 FOR A MUCH LONGER TERM. THIS PROVIDES A ONE-YEAR EXTENSION TO
5 ALLOW US TO CONTINUE THOSE DISCUSSIONS.

6

7 **SUP. YAROSLAVSKY:** COULD I JUST ASK SUPERVISOR MOLINA IF I
8 COULD JUST ADD TO YOUR LIST OF THINGS TO BE INCLUDED IN THE
9 DISCUSSION, TO BE UNDERGROUNDING OF POWER LINES OR OTHER
10 MITIGATION MEASURES THAT WOULD MITIGATE THE FIRE HAZARDS AND
11 FIRE HAZARD AREAS OF THE COUNTY?

12

13 **SUP. MOLINA:** NOT A PROBLEM.

14

15 **SUP. BURKE, CHAIR:** OKAY.

16

17 **C.E.O. FUJIOKA:** THAT'D BE GREAT.

18

19 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION, SO ORDERED.

20

21 **SUP. MOLINA:** AND YOU WANTED TO TAKE UP ITEM --

22

23 **SUP. YAROSLAVSKY:** 64, I THINK.

24

25 **SUP. MOLINA:** 64.



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1

2 **SUP. YAROSLAVSKY:** ARE THE SHERIFF'S PEOPLE HERE ON THAT?
3 IDENTIFY YOURSELVES, OKAY, FOR THE RECORD.

4

5 **DAN SCOTT:** DAN SCOTT. I'M A SERGEANT WITH LOS ANGELES
6 SHERIFF'S DEPARTMENT, SPECIAL VICTIMS BUREAU, DETECTIVE
7 DIVISION.

8

9 **SUP. BURKE, CHAIR:** ALL RIGHT. WOULD YOU MAKE YOUR STATEMENT
10 AND THEN WHEN WE HEAR FROM YOU WE CAN JUST HAVE YOUR NAME.

11

12 **SUP. YAROSLAVSKY:** CAN YOU ASK HIM TO IDENTIFY THEMSELVES.

13

14 **SUP. BURKE, CHAIR:** LET'S NOT CONFUSE THE --

15

16 **SUP. YAROSLAVSKY:** I WANT TO KNOW, FOR THE RECORD, YOUR NAME.

17

18 **EARL SHIELDS:** I'M COMMANDER EARL SHIELDS, L.A. COUNTY
19 SHERIFF'S DEPARTMENT, TECHNICAL SERVICE DIVISION.

20

21 **SUP. BURKE, CHAIR:** WHO IS SPEAKING FIRST?

22

23 **EARL SHIELDS:** HELLO, SUPERVISORS. I APPEARED BEFORE YOUR BOARD
24 ON OCTOBER 7TH TO DISCUSS ON A GRANT ISSUE AND WAS ASKED
25 SEVERAL QUESTIONS REGARDING SEXUAL ASSAULT KITS. AND THERE WAS



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1 A MOTION THAT WAS PASSED BY THE BOARD TO ASK US TO GO BACK AND
2 TAKE A LOOK AND DETERMINE A PLAN TO INVENTORY THE ITEMS, THE
3 SEXUAL ASSAULT KIT ITEMS BEING HELD AT THE SHERIFF'S
4 DEPARTMENT CENTRAL PROPERTY AND EVIDENCE UNIT AND DETERMINE
5 THE NUMBER OF UNTESTED SEXUAL ASSAULT KITS AND ALSO DISCUSS
6 LONG-TERM STRATEGY FOR AUTOMATING THE CURRENT FILE KEEPING
7 PROCESS RELATED TO SEXUAL ASSAULT KITS. WELL WE HAVE COMPLIED
8 WITH THAT. WE HAVE SENT A LETTER BACK AND I WANTED TO TALK A
9 LITTLE BIT ABOUT THAT LETTER. AND WHAT WE'VE DONE IS WE'VE
10 ACTUALLY GONE BEYOND WHAT WAS REQUESTED OF US HERE, AND THE
11 SHERIFF HAS MADE SOME DIRECTION IN THIS MATTER. AND WE'VE
12 DEVELOPED A 3-PHASE PROCESS, THE FIRST PHASE OF WHICH HAS BEEN
13 COMPLETED, WE'RE IN THE MIDST OF THE SECOND PHASE. AND THE
14 FIRST PHASE WAS AN ACTUAL PHYSICAL COUNT OF EVERY SINGLE
15 SEXUAL ASSAULT KIT BEING HELD IN CENTRAL PROPERTY AND EVIDENCE
16 UNIT. THAT HAS BEEN COMPLETED AS OF THE END OF LAST WEEK AND
17 THAT NUMBER IS 5,635 SEXUAL ASSAULT KITS.

18
19 **SUP. YAROSLAVSKY:** THESE ARE 5,653 SEXUAL ASSAULT --

20
21 **EARL SHIELDS:** 5,635 SEXUAL ASSAULT KITS.

22
23 **SUP. YAROSLAVSKY:** THAT HAVE NOT BEEN TESTED?

24
25 **EARL SHIELDS.** NO.



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1

2 >>SUP. YAROSLAVSKY: DO YOU KNOW WHETHER OR NOT THEY'VE BEEN
3 TESTED? OR NOT?

4

5 **EARL SHIELDS:** NOT THAT'S THE NEXT PHASE. LET ME MOVE ON. THAT
6 IS JUST THE TOTAL RAW NUMBER OF SEXUAL ASSAULT KIDS THAT ARE
7 AT THE CENTRAL AND PROPERTY EVIDENCE UNIT. WE ARE NOW IN THE
8 MIDST OF PHASE II OF THIS PLAN. PHASE II IS TO TAKE THE
9 INFORMATION GATHERED FROM ALL OF THOSE KITS, BECAUSE WE DID
10 COLLECT A LOT OF INFORMATION ON EACH OF THOSE KITS, PUT IT
11 INTO A SMALL DATABASE. WE ARE NOW MANUALLY COMPARING THAT
12 INFORMATION AGAINST THE DATABASE OF KITS THAT HAVE BEEN TESTED
13 THAT'S MAINTAINED AT THE CRIME LAB. AND ONCE WE'VE COMPLETED
14 THAT, WHICH WE EXPECT TO DO BY THE END OF NEXT WEEK, WE WILL
15 HAVE THE DIFFERENCE BETWEEN THOSE, THE TOTAL NUMBER OF KITS
16 AND THE ONES THAT ARE TESTED OUT OF THOSE NUMBER OF KITS WILL
17 BE THE ONES THAT ARE UNTESTED. PHASE III OF THIS PLAN IS THEN
18 TO TAKE ALL OF THE UNTESTED KITS AND CONTACT EVERY AGENCY AND
19 EVERY INVESTIGATOR ON EACH OF THOSE KITS AND DETERMINE THE
20 CURRENT STATUS OF THAT CASE TO ALLOW THE LAB TO PRIORITIZE THE
21 TESTING OF THOSE CASES BECAUSE AS WE SPEAK, THE SHERIFF HAS
22 DIRECTED THAT EVERY UNEXAMINED SEXUAL ASSAULT KIT IN CENTRAL
23 PROPERTY AND EVIDENCE SHALL BE EXAMINED AND EVERY SEXUAL
24 ASSAULT KIT THAT COMES IN, THAT IS TAKEN NOW, WILL ALSO BE
25 EXAMINED. AND THERE IS -- THE SHERIFF HAS DIRECTED POLICY BE



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1 WRITTEN, THAT POLICY HAS BEEN WRITTEN, IT HAS BEEN APPROVED,
2 IT'S IN EFFECT THAT EVERY SEXUAL ASSAULT KIT THAT IS COLLECTED
3 AND SENT TO -- SHALL BE DELIVERED TO THE LAB POST-HASTE AND
4 THAT EVERY KIT SHALL BE PLACED IN THE QUEUE TO BE EXAMINED.

5

6 **SUP. YAROSLAVSKY:** OKAY. SO LET ME UNDERSTAND. YOU HAVE 5,635
7 SEXUAL ASSAULT KITS THAT YOU'VE IDENTIFIED AT CENTRAL PROPERTY
8 THAT ARE THERE.

9

10 **EARL SHIELDS:** CORRECT.

11

12 **SUP. YAROSLAVSKY:** BY THE WAY, THANK YOU FOR GETTING TO THAT AS
13 QUICKLY AS YOU DID. NONE OF US THOUGHT, INCLUDING YOURSELVES,
14 I SUSPECT, THAT YOU WERE GOING TO BE ABLE TO DO THAT AS
15 QUICKLY AS YOU DID. SO APPRECIATE -- I'VE BEEN TOLD BY MY
16 STAFF HOW YOU DID IT. AND AT LEAST NOW WE KNOW WHAT THE OUTER
17 LIMITS OF THE CHALLENGE IS THAT WE HAVE. YOUR SECOND PHASE,
18 YOU SAY, IS GOING TO BE TO DETERMINE OF THOSE 5,635, HOW MANY
19 HAVE BEEN TESTED AND HOW MANY HAVE NOT.

20

21 **EARL SHIELDS:** THAT IS CORRECT.

22

23 **SUP. YAROSLAVSKY:** AS A LAYMAN HERE, MY GUESS WOULD BE THAT THE
24 MAJORITY IF NOT THE OVERWHELMING MAJORITY OF THESE 5,600 KITS



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1 HAVE NOT BEEN TESTED, I WOULD SUSPECT. WOULD THAT BE YOUR
2 GUESS?

3

4 **EARL SHIELDS:** I WOULD BE VERY HESITANT TO SAY A NUMBER AT THIS
5 POINT. I REALLY DON'T KNOW. WE ARE CONDUCTING AN AUDIT AS WE
6 SPEAK RIGHT NOW, AN AUDIT COMPARING THOSE TESTED CASES THAT WE
7 KNOW HAVE BEEN TESTED AGAINST THE INFORMATION GATHERED.

8

9 **SUP. YAROSLAVSKY:** OKAY. HOW FAR BACK DO THESE 5,635 KITS GO?

10

11 **EARL SHIELDS:** ACTUALLY, I HAVE NOT SEEN THE RAW INFORMATION ON
12 THAT YET, SO I DON'T KNOW.

13

14 **SUP. YAROSLAVSKY:** IT COULD BE AS FAR BACK AS -- WOULD IT BE
15 TWO, THREE OR FOUR YEARS OR COULD IT BE 10 OR 15 YEARS?

16

17 **EARL SHIELDS:** POTENTIALLY, YES, IT COULD.

18

19 **SUP. YAROSLAVSKY:** OKAY. IN THE LAST THREE OR FOUR YEARS, JUST
20 LOOKING AT A MEMORANDUM HERE THAT I BELIEVE, OUR INFORMATION
21 IS THAT IN 2005, THE NUMBER OF SEXUAL ASSAULT CASES EXAMINED
22 WAS 210. IN '06, IT WAS 197. THEN IN 2007 IT WAS 158. AND YEAR
23 TO DATE IN 2008, WHICH IS ALMOST DONE, 231. SO THERE ARE ABOUT
24 700 THERE IN THE LAST FOUR YEARS THAT HAVE BEEN APPROXIMATELY
25 HAVE BEEN TESTED. ANYWAY, THAT'S WHY I GOT THE IMPRESSION



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1 THAT, IF YOU HAVE 5,635 KITS, THAT IS NOT INCLUSIVE OF THESE
2 700, CORRECT, THAT YOU'VE TESTED?

3

4 **EARL SHIELDS:** NO, I WOULD IMAGINE THAT THOSE 700 VERY LIKELY
5 ARE INCLUDED IN THAT.

6

7 **SUP. YAROSLAVSKY:** WERE THOSE 700 IN THE CENTRAL PROPERTY
8 WAREHOUSE?

9

10 **EARL SHIELDS:** WELL, THE ONLY PLACE THAT WE STORE THOSE ARE
11 EITHER A SMALL NUMBER AT THE LAB.

12

13 **SUP. YAROSLAVSKY:** AFTER YOU TEST THEM, YOU SEND THEM TO
14 CENTRAL PROPERTY?

15

16 **EARL SHIELDS:** CORRECT. THAT'S THE ONLY STORAGE AREA THAT WE
17 USE FOR THOSE.

18

19 **SUP. YAROSLAVSKY:** OKAY. I GOT IT. ALL RIGHT. SO YOU'RE GOING
20 TO DETERMINE HOW MUCH OF THAT IS -- HOW LONG DO YOU THINK IT'S
21 GOING TO BE BEFORE YOU'LL DETERMINE HOW MANY OF THE 5,635 HAVE
22 NOT BEEN TESTED?

23

24 **EARL SHIELDS:** WE EXPECT TO HAVE THAT NUMBER THAT NUMBER NO
25 LATER THAN BY THE END OF NEXT WEEK.



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1

2 **SUP. YAROSLAVSKY:** OKAY.

3

4 **EARL SHIELDS:** AGAIN, WE'LL HAVE THAT NUMBER. AND AGAIN, THE
5 SHERIFF HAS DIRECTED THAT ALL THOSE KITS WILL GO IN THE QUEUE
6 TO BE EXAMINED. HOWEVER, WHAT WE NEED TO DO, AS I SAID, THE
7 PHASE III, WE'LL BE CONTACTING ALL THE AGENCIES AND
8 INVESTIGATORS RELATED TO THOSE CASES TO FIND THE CURRENT
9 STATUS OF THOSE CASES SO WE CAN PRIORITIZE THEM, FIND OUT WHAT
10 ARE THE MOST URGENT ONES TO BE TESTED.

11

12 **SUP. YAROSLAVSKY:** RIGHT, AND THAT MAKES SENSE, AND ALSO TO
13 PRIORITIZE THEM BASED ON HOW CLOSE THEY ARE, IF THEY ARE
14 CLOSE, TO RUNNING UP AGAINST THAT STATUTE OF LIMITATIONS.

15

16 **EARL SHIELDS:** THAT IS CORRECT.

17

18 **SUP. YAROSLAVSKY:** I GUESS YOU JUST -- YOU'LL DO A TRIAGE
19 OPERATION TO DETERMINE.

20

21 **EARL SHIELDS:** CORRECT. AGAIN, WE'RE GOING TO DEVELOP A PLAN ON
22 HOW BEST TO ADDRESS TESTING ALL OF THESE UNTESTED KITS AS WELL
23 AS THE NEW KITS THAT ARE COMING IN NOW THAT WE'VE BEEN CHARGED
24 WITH TESTING, EXAMINING EVERY KIT. AND WE WILL DEVELOP A PLAN
25 AND MAKE A DETERMINATION BASED ON WHATEVER THAT NUMBER COMES



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1 OUT TO BE AS HOW WE WILL ADDRESS THAT IN THE MOST EXPEDITIOUS
2 MANNER.

3

4 **SUP. BURKE, CHAIR:** MAY I JUST ASK A QUESTION?

5

6 **SUP. YAROSLAVSKY:** I HAVE ONE MORE -- YEAH, GO AHEAD.

7

8 **SUP. BURKE, CHAIR:** AFTER YOU'VE TESTED THEM, DO YOU TURN OVER
9 TO ANY NATIONAL DATABASE THE D.N.A. THAT YOU'VE IDENTIFIED IF
10 IT'S A FORCEFUL RAPE?

11

12 **EARL SHIELDS:** I MEAN, IF IT'S RELATED TO A CRIME AND THERE'S A
13 PROFILE THAT'S TAKEN FROM THE KIT, YES, IT WILL END UP GOING
14 INTO THE DATABASE, THE NATIONAL DATABASE, WHICH IS CODIS,
15 RIGHT?

16

17 **SUP. BURKE, CHAIR:** SO YOU WOULD PUT ALL OF THOSE THAT HAVE
18 BEEN TESTED AND YOU'VE BEEN ABLE TO IDENTIFY THE D.N.A. FROM
19 THE TEST, THOSE HAVE ALREADY GONE INTO THE NATIONAL DATABASE,
20 OR WILL THEY GO IN AFTER AT SOME TIME IN THE FUTURE?

21

22 **EARL SHIELDS:** IF THEY'VE BEEN TESTED ALREADY, THEY'VE BEEN
23 ENTERED INTO THE THE DATA -- THE NATIONAL DATABASE CONSISTS OF
24 TWO PARTS. THERE'S AN OFFENDER DATABASE AND THERE'S A FORENSIC
25 SIDE OF THE DATABASE WHICH ARE THE UNKNOWNNS THAT YOU'VE



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1 GATHERED FROM CRIME SCENES. THE OFFENDER DATABASE ARE THE
2 KNOWN, THE SAMPLES THAT YOU'VE TAKEN FROM PEOPLE SUCH AS FROM
3 PROP 69 WHERE YOU TAKE A SWAB AND IT'S TESTED AND THEIR
4 PROFILE GOES IN. SO WHEN YOU HAVE AN UNKNOWN THAT'S PROFILED,
5 THAT'S DEVELOPED FROM EVIDENCE AT A CRIME SCENE, THEN THAT
6 GETS ENTERED INTO THE FORENSIC SIDE. AND WHAT THEY DO IS THEY
7 COMPARE THE FORENSIC SIDE TO THE OFFENDER SIDE TO SEE IF
8 THERE'S ANY MATCHES. WHEN THEY HAVE A MATCH, THAT'S CALLED A
9 COLD HIT.

10

11 **SUP. BURKE, CHAIR:** BUT WHAT I'M GETTING AT, IS ON YOUR
12 FORENSIC SIDE, AFTER YOU HAVE TESTED THESE KITS, DO THOSE GO
13 INTO THE NATIONAL DATABASE, OR DO YOU GO IN AND COMPARE HERE
14 ONLY, OR DO YOU PUT THEM INTO THE NATIONAL DATABASE?

15

16 **EARL SHIELDS:** NO, NO, THEY GO INTO -- THE WAY I UNDERSTAND IT
17 IS THAT IT'S ENTERED IN AT A LOCAL LEVEL AND THEN ALL THAT
18 INFORMATION IS TRANSFERRED TO A STATE LEVEL AND THE STATE
19 INFORMATION IS TRANSFERRED TO A FEDERAL LEVEL, SO IT'S
20 COMPARED AT EACH STEP ALONG THE WAY. BY THE WAY, I'D LIKE TO
21 MENTION, TOO, AS PART OF THAT, WE'RE ALSO PREPARING A LETTER
22 TO GO OUT TO ALL THE INDEPENDENT POLICE AGENCIES IN THE COUNTY
23 TO ADVISE THEM OF THE CHANGE IN POLICY, SO THAT THEY WILL BE -
24 - BECAUSE THEY WILL BE PART OF THIS AS WELL, SO WE'RE
25 INCORPORATING THEM INTO THIS.



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1

2 **SUP. YAROSLAVSKY:** I WANTED TO ASK YOU ABOUT THE POLICY,
3 BECAUSE I HAVE IN MY HOT LITTLE HANDS WHAT I THINK YOU GAVE
4 US, THE POLICY DATED NOVEMBER 6TH, WHICH IS THE NEW POLICY.

5

6 **EARL SHIELDS:** THAT IS CORRECT.

7

8 **SUP. YAROSLAVSKY:** AND I'M LOOKING AT -- I UNDERSTOOD THAT THE
9 POLICY WAS GOING TO BE THAT ONCE ACCEPTED BY THE COURIER, ONCE
10 THE RAPE, THE SEXUAL ASSAULT KIT IS ACCEPTED BY THE COURIER,
11 THAT THE SCIENTIFIC SERVICES BUREAU SHALL ASSUME FULL CONTROL
12 OVER THE SEXUAL ASSAULT KIT AND IT WILL BE PLACED IN THE QUEUE
13 TO BE TESTED. I THINK YOU SAID THAT JUST A MOMENT AGO VERBALLY
14 HERE. IT WOULD BE PLACED IN THE QUEUE TO BE TESTED.

15

16 **EARL SHIELDS:** THAT IS CORRECT.

17

18 **SUP. YAROSLAVSKY:** THE WRITTEN POLICY THAT I HAVE FROM NOVEMBER
19 6TH DOESN'T SAY THAT. IT STOPS SHORT OF THAT. IT SAYS ONCE
20 ACCEPTED BY THE COURIER, THE SCIENTIFIC SERVICES BUREAU SHALL
21 ASSUME FULL CONTROL OVER THE SEXUAL ASSAULT KIT, PERIOD. AND
22 IT DOESN'T SAY IT WILL BE PLACED IN THE QUEUE TO BE TESTED.

23

24 **EARL SHIELDS:** RIGHT, AND THAT WAS DISCUSSED WITH ME EARLIER
25 TODAY. THE SHERIFF'S DIRECTION ON THIS IS VERY CLEAR, THAT



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1 EVERY KIT WILL BE EXAMINED. AND SO WE WILL BE ADDRESSING THAT.
2 THE PURPOSE OF THIS WAS, AS WAS DISCUSSED AT THE OCTOBER 7TH
3 MEETING, THERE WAS SOME QUESTION ABOUT HAVING -- LEAVING THE
4 TESTING OF THESE KITS TO THE DISCRETION OF THE INVESTIGATOR.
5 THE POINT OF THIS POLICY WAS TO SAY, ALL RIGHT, THAT IS NO
6 LONGER THE CASE, IT IS NOT AT THE DISCRETION OF THE
7 INVESTIGATOR, THOSE KITS ARE NOW UNDER THE COMPLETE CONTROL OF
8 THE LAB. AND THE SHERIFF'S DIRECTION TO THE LAB IS THAT EVERY
9 KIT WILL BE TESTED. WE WILL -- THIS HAS BEEN BROUGHT TO ME
10 THAT THIS IS NOT IN THIS POLICY, WE WILL BE --

11

12 **SUP. YAROSLAVSKY:** CAN I MAKE A SUGGESTION?

13

14 **EARL SHIELDS:** YES.

15

16 **SUP. YAROSLAVSKY:** I TRUST YOU. YOU'VE DEMONSTRATED YOUR TRUST
17 TO ME IN THE LAST MONTH, YOU'VE DONE BEYOND WHAT WE THOUGHT
18 YOU WOULD BE CAPABLE OF DOING GIVEN THE TASK. SO I BELIEVE YOU
19 WHEN YOU TELL ME THAT. BUT YOU'RE GOING TO BE PROMOTED TO
20 SOMETHING ELSE SOME TIME IN THE FUTURE AND HE'S GOING TO
21 BECOME A LIEUTENANT AND YOU'LL ALL BE OFF DOING SOMETHING
22 ELSE. AND THE NEXT GUY COMING IN HERE WILL NOT HAVE THE
23 BENEFIT OF THIS DISCUSSION AND ALL HE'LL HAVE IS THIS
24 DOCUMENT. AND I THINK IF THAT'S WHAT YOU MEAN, THAT'S WHAT YOU
25 OUGHT TO SAY. AND I WOULD JUST ADD THAT CLAUSE IN THERE, JUST



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1 -- I DON'T WANT TO -- CAN'T TELL THE SHERIFF WHAT TO DO. BUT
2 MY SUGGESTION WOULD BE THAT, AND THIS IS COMING FROM HIM, AND
3 I THINK WE OUGHT TO RECOGNIZE THAT SHERIFF BACA HAS TAKEN THE
4 BULL BY THE HORNS HERE IN TRYING TO GET AHEAD OF THE CURVE,
5 AND I APPRECIATE THAT AND RESPECT THAT TREMENDOUSLY. I WOULD
6 JUST SUGGEST, IN THE SPIRIT OF CONSTRUCTIVE SUGGESTION, THAT
7 THAT CLAUSE BE ADDED INTO THE POLICY SO THAT IT'S THERE,
8 EVERYBODY KNOWS IT'S NOT AMBIGUOUS, NOBODY HAS TO ARGUE WHAT
9 YOU MEANT, WHAT I MEANT, WHAT HE MEANT, ET CETERA, OKAY? SO
10 JUST TAKE THAT UNDER ADVISEMENT, I'D APPRECIATE THAT. LAST
11 QUESTION I HAVE IS THE NOTIFICATION OF PROVISIONS OF THE LAW.
12 I UNDERSTAND THAT THE STATE LAW REQUIRES THAT WHEN YOU DON'T
13 TEST A KIT, I MAY HAVE THIS A LITTLE WRONG, BUT WHEN YOU DON'T
14 TEST A KIT, YOU'RE SUPPOSED TO NOTIFY THE VICTIM AND ADVISE
15 HER OR HIM, IF THERE IS A HIM IN THIS CASE, THAT THE TESTING
16 FOR WHICH THEY WERE SUBJECTED TO A RATHER UNCOMFORTABLE SERIES
17 OF TESTS THEMSELVES HAS NOT BEEN CONDUCTED. IT'S DONE, I
18 ASSUME, TO ALLOW THE VICTIM OF A SEXUAL ASSAULT TO KNOW THAT
19 THEIR VICTIM IS STILL AT LARGE, THAT THE TESTING THAT WAS DONE
20 DID NOT PRODUCE ANY RESULTS OR WHAT HAVE YOU. CAN YOU TELL ME,
21 YOU PROBABLY CAN'T BASED ON WHAT YOU SAID EARLIER, BUT IF YOU
22 CAN'T OR YOU'RE GOING TO TRY TO ASCERTAIN WHETHER ANY OF THESE
23 5,635 VICTIMS WHO WERE TESTED HAVE BEEN NOTIFIED THAT THEIR
24 TEST KITS ARE IN CENTRAL STORAGE AND THAT NOTHING EVER CAME OF
25 IT, IF THEY HAD BEEN PREVIOUSLY TOLD, IN WHICH CASE, FINE, IF



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1 THEY HAVEN'T BEEN TOLD, IS ONE OF YOUR OBJECTIVES TO NOTIFY
2 THEM NOW?

3

4 **EARL SHIELDS:** YOU'RE REFERRING TO 680 OF THE PENAL CODE, WHICH
5 IS THE D.N.A. VICTIM'S BILL OF RIGHTS. AND THERE IS SHERIFF'S
6 DEPARTMENT POLICY ON THAT. THERE'S A FIELD OPS DIRECTIVE,
7 0507, WHICH DIRECTLY ADDRESSES THE SEXUAL ASSAULT VICTIM'S
8 BILL OF RIGHTS, AND IN THAT IT DOES SPECIFICALLY DEAL WITH
9 WHAT YOU'RE DISCUSSING THERE. THE QUESTION WAS ASKED, IS DO WE
10 CENTRALLY KEEP RECORDS ON HOW MANY -- FIRST LET ME CLARIFY
11 THAT. THAT NOTIFICATION ONLY APPLIES IF THE SUSPECT'S IDENTITY
12 IS IN QUESTION.

13

14 **SUP. YAROSLAVSKY:** OKAY.

15

16 **EARL SHIELDS:** OKAY? SOMEONE ASKED, IS THERE ANY CENTRALIZED
17 RECORD KEEPING ON THAT, ON THESE TYPES OF NOTIFICATIONS. AND
18 THE ANSWER TO THAT IS, NO, THERE IS NOT. WHAT WE HAVE DONE IS
19 WE HAVE DONE SOME EXAMINATION OF THAT POLICY IN LIGHT OF THIS,
20 BECAUSE WE HAVE RECOGNIZED THAT. AND WHAT WE ARE LOOKING AT
21 NOW IS INCORPORATING THAT INTO THE ANNUAL COMMAND INSPECTION
22 PROCEDURE OF EACH STATION, EVERY STATION RECEIVES AN ANNUAL
23 COMMAND INSPECTION WHERE VARIOUS FUNCTIONS OF THE STATION ARE
24 LOOKED AT AND DOCUMENTED. AND WE ARE NOW LOOKING AT
25 INCORPORATING THAT SPECIFIC PART OF THAT INTO EVERY STATION



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1 AND EVERY UNIT THAT DOES THOSE TYPES OF CASES WHERE WE WOULD
2 BE LOOKING AT HOW MANY OF THOSE TYPES OF CASES DO THEY HAVE
3 AND ARE THERE ANY NOTIFICATIONS --

4

5 **SUP. YAROSLAVSKY:** WHEN YOU SAY LOOKING AT HOW MANY CASES THEY
6 HAVE, YOU MEANS RETROACTIVELY?

7

8 **EARL SHIELDS:** ONES THAT WILL QUALIFY FOR THIS, RIGHT.

9

10 **SUP. YAROSLAVSKY:** GOING FORWARD, OR INCLUDING THE THE ONES
11 THAT ARE IN THE WAREHOUSE?

12

13 **EARL SHIELDS:** WELL, FOR THIS PURPOSE, IT WOULD BE GOING
14 FORWARD.

15

16 **SUP. YAROSLAVSKY:** THAT'S FINE. OKAY, I'LL GET TO THAT IN A
17 SECOND. I'M RIGHT NOW FOCUSED ON THE ONES THAT ARE IN THE
18 WAREHOUSE.

19

20 **EARL SHIELDS:** WELL, YOU KNOW, OBVIOUSLY WE'LL DO THAT AS PART
21 OF THE AUDIT THAT WE'RE DOING. WHEN WE'RE CONTACTING THEM,
22 WE'LL LOOK AT THOSE CASES AND SEE IF THERE ARE ANY COMING
23 CLOSE TO THAT TWO YEARS AND OBVIOUSLY THOSE WOULD BE
24 PRIORITIZED. AGAIN, I'M TALKING ABOUT -- IT DOESN'T APPLY IF
25 THE SUSPECT'S BEEN IDENTIFIED. THERE SHOULD NOT BE ANY CASES



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1 OF UNIDENTIFIED SUSPECTS THAT HAVE NOT BEEN TESTED. I MEAN,
2 THAT'S WHAT WE'RE HOPEFUL THAT WE'LL FIND. SO WE'RE HOPING
3 THAT THAT NUMBER WILL BE ZERO. WE WON'T KNOW UNTIL WE'VE
4 CONDUCTED OUR AUDIT IF THAT IS THE CASE OR NOT. BUT, YES, WE
5 WILL THEN KNOW ON THOSE CASES WHETHER, YOU KNOW, A
6 NOTIFICATION WAS -- IF IT'S OVER A CERTAIN AMOUNT OF TIME AND
7 IT'S AN UNKNOWN ASSAILANT, THEN WE WILL KNOW THAT WE WERE
8 EITHER IN COMPLIANCE OR NOT IN COMPLIANCE WITH THAT SECTION AT
9 THAT TIME.

10

11 **SUP. BURKE, CHAIR:** AND YOU WILL TEST THOSE, EVEN IF IT'S
12 BARRED BY THE STATUTE OF LIMITATIONS.

13

14 **EARL SHIELDS:** THAT'S CORRECT. BUT THE WAY THE STATUTE OF
15 LIMITATIONS WORKS, THAT'S 803PC WE'RE TALKING ABOUT HERE, WITH
16 THE STATUTE OF LIMITATIONS. AND IT'S A RATHER CONVOLUTED
17 SECTION, IF YOU'VE READ IT. BUT MY UNDERSTANDING IS THERE'S A
18 10-YEAR -- ANY CASE SUBSEQUENT TO 1995, THERE'S A 10-YEAR
19 STATUTE OF LIMITATIONS. IF THE CASE WAS -- SINCE IN ITS 10-
20 YEAR STATUTE OF LIMITATIONS, WHAT THAT SECTION ALLOWS FOR THAT
21 IF A CRIME WAS COMMITTED AFTER 2001 AND YOU TEST THE D.N.A.
22 WITHIN TWO YEARS OF THE COMMISSION OF THE CRIME, THEN YOU HAVE
23 AN INDEFINITE AMOUNT OF TIME -- YOU'RE NOT LIMITED TO THE 10
24 YEARS, IN OTHER WORDS. OKAY, IT MIGHT BE 50 YEARS. YOU HAVE
25 ONE YEAR TO FILE THAT CASE FROM THE TIME THAT THE PERSON IS



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1 IDENTIFIED. SO YOU HAVE A MINIMUM OF 10 YEARS NO MATTER WHAT,
2 BUT YOU MAY NOT IDENTIFY THAT PERSON, YOU MAY NOT GET A HIT
3 FOR 15 YEARS OR 20 YEARS. WELL NOW, IF 20 YEARS SUBSEQUENT TO
4 THAT YOU GET A HIT AND YOU IDENTIFY THAT SUSPECT, YOU THEN
5 HAVE ONE YEAR FROM THE TIME THAT THAT IDENTIFICATION IS MADE
6 TO FILE CHARGES AGAINST THAT PERSON. SO THE STATUTE OF
7 LIMITATIONS DOESN'T APPLY IN THAT CASE. BUT NO MATTER WHAT --

8

9 **SUP. BURKE, CHAIR:** SO YOU WILL TEST ALL OF THE KITS, EVEN IF
10 THEY'VE BEEN THERE OVER 10 YEARS.

11

12 **EARL SHIELDS:** THAT IS THE SHERIFF'S WISH, YES.

13

14 **SUP. BURKE, CHAIR:** OKAY.

15

16 **SUP. YAROSLAVSKY:** MADAM CHAIR, THERE ARE A COUPLE PEOPLE WHO
17 WISH TO BE HEARD, AND I WANT TO GIVE THEM THE OPPORTUNITY.
18 THEY'VE BEEN WAITING HERE. JUST TO GET THE NEXT STEP HERE FOR
19 YOU GUYS, YOU THINK BY THE END OF NEXT WEEK?

20

21 **EARL SHIELDS:** WE WOULD HAVE THE NUMBER OF UNTESTED KITS, THAT
22 IS CORRECT.

23

24 **SUP. YAROSLAVSKY:** AND THE ISSUE OF AUDITING THEM TO DETERMINE
25 WHETHER THE VICTIMS' BILL OF RIGHTS WAS ADHERED TO, IS THAT



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1 ALSO GOING TO BE RESOLVED BY THE END OF NEXT WEEK, OR IS THAT
2 A LONGER PROJECT?

3

4 **EARL SHIELDS:** THAT WILL HAVE TO BE INCORPORATED AS PART OF
5 PHASE III, WHERE WE CONTACT ALL THE INVESTIGATORS TO DETERMINE
6 THE STATUS OF THE CASES AND THINGS LIKE THAT. SO THAT IS GOING
7 TO TAKE A PROLONGED PERIOD OF TIME, DEPENDING ON THE NUMBER OF
8 CASES THAT ARE IDENTIFIED.

9

10 **SUP. YAROSLAVSKY:** AND THE TRIAGING ASPECT OF THIS, USING MY
11 TERMINOLOGY OF TRIAGING, I THINK YOU KNOW WHAT I MEAN BY THAT
12 STUFF, IS THAT PHASE II LEADING INTO PHASE III?

13

14 **EARL SHIELDS:** WELL, WE WON'T BE ABLE TO PRIORITIZE THOSE CASES
15 UNTIL WE GATHER THE INFORMATION FROM PHASE III AND FIND OUT
16 THE STATUS OF THE CASES SO THAT WE KNOW WHICH ONES WE NEED TO
17 --

18

19 **SUP. YAROSLAVSKY:** AND DO YOU HAVE ANY IDEA HOW LONG YOU'RE
20 TALKING ABOUT FOR PHASE III?

21

22 **EARL SHIELDS:** THAT'S A VERY DIFFICULT QUESTION. BECAUSE WE'RE
23 GOING TO BE DEALING WITH OUTSIDE AGENCIES AS WELL AS OUR OWN
24 AGENCY. DEPENDING ON THE AGE OF THESE KITS, IT MAY REQUIRE
25 SOME RESEARCH INTO HISTORICAL RECORDS AND FILES. AND PEOPLE



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1 MAY HAVE RETIRED AND MOVED ON. I SUSPECT -- WE'RE GOING TO TRY
2 TO DO THIS AS EXPEDITIOUSLY AS WE CAN -- BUT I WOULD SUSPECT
3 THAT THAT IS GOING TO BE THE MOST TIME-CONSUMING PHASES OF
4 THESE THREE PHASES, YES, DOING THAT INVESTIGATION AND
5 RESEARCH.

6

7 **SUP. YAROSLAVSKY:** ALL OF THIS IS MEANINGLESS UNLESS WE GET TO
8 THAT PHASE.

9

10 **EARL SHIELDS:** RIGHT. AND WE'RE GOING TO DO IT, WE HAVE TO DO
11 IT. BUT IT'S JUST VERY DIFFICULT WITHOUT KNOWING THE NUMBER OF
12 CASES AND THE INFORMATION ABOUT THOSE CASES TO HOW LONG THAT'S
13 GOING TO TAKE, OR WHAT RESOURCES WE'RE GOING TO NEED TO TEST
14 ALL OF THESE DEPENDING ON WHAT THE NUMBER IS.

15

16 **SUP. YAROSLAVSKY:** OKAY. I WOULD ASK NO YOU PROVIDE US WITH A
17 STATUS REPORT IN 30 DAYS AND WHERE YOU ARE. I WOULD SAY IN
18 FOUR WEEKS FROM YESTERDAY, WHAT WOULD THAT BE? DECEMBER WHAT?

19

20 **CLERK SACHI HAMAI:** THAT WOULD BE DECEMBER 9TH.

21

22 **SUP. YAROSLAVSKY:** AND OUR LAST MEETING IS DECEMBER 16TH?

23

24 **CLERK SACHI HAMAI:** CORRECT.

25



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1 **SUP. YAROSLAVSKY:** I WOULD ASK DECEMBER 16TH, GIVE US A STATUS
2 REPORT ON WHERE YOU ARE, AND IF -- WELL, IF YOU HAVE SOMETHING
3 TO REPORT THAT IS WORTHY OF HAVING IT BEFORE THE BOARD, WE'LL
4 DO IT THAT WAY. STATUS REPORT THAT NEEDS MORE TIME, WHICH YOU
5 MAY NEED, WE'LL DEAL WITH IT THEN. BUT I DO WANT TO KEEP THE
6 PRESSURE ON TO GET AS MUCH OF THE INFORMATION AS POSSIBLE AS
7 SOON AS WE CAN, BECAUSE TIME IS RUNNING OUT ON SOME OF THOSE
8 KITS, I'M SURE, BECAUSE OF THE STATUTE OF LIMITATIONS. AND
9 AGAIN, I WANT TO THANK YOU AND COMMEND YOU FOR GETTING THIS
10 DONE AS QUICKLY AS YOU DID TO THIS POINT. NOBODY THOUGHT THAT
11 WAS GOING TO HAPPEN, AND IT'S -- BAD NEWS IS WE HAVE 5,635
12 KITS IN THE WAREHOUSE. THE GOOD NEWS IS, WE NOW KNOW WHAT WE
13 NEED TO DO, AND THAT'S WHAT OUR OBJECTIVE WAS ORIGINALLY, AND
14 THE SOONER WE CAN DO IT, THE BETTER. I KNOW THERE'S A
15 FINANCIAL RESOURCE ISSUE. YOU'VE GOT SOME MONEY LEFT FROM THE
16 FEDERAL FUNDS, I BELIEVE, RIGHT? THAT WAS WHAT PROMPTED THIS
17 WHOLE THING IN THE FIRST PLACE, IS THE FEDERAL FUNDS, AND
18 OTHER SOURCES THAT YOU MAY HAVE AVAILABLE TO YOU BASED ON
19 CONVERSATIONS YOU GUYS HAVE HAD WITH OTHER AGENCIES. SO I
20 WOULD MOVE, AFTER WE HAVE THE PUBLIC HEARING.

21

22 **SUP. BURKE, CHAIR:** ALL RIGHT. GAIL ABARBANEL AND SARAH TOFTE,
23 WOULD YOU PLEASE COME FORWARD?

24



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1 **CLERK SACHI HAMAI:** SUPERVISOR, DID YOU WANT A TIME LIMIT ON
2 THOSE SPEAKERS?

3

4 **SUP. YAROSLAVSKY:** PARDON ME?

5

6 **CLERK SACHI HAMAI:** DID YOU WANT A TIME LIMIT ON THOSE TWO
7 SPEAKERS?

8

9 **SUP. YAROSLAVSKY:** WELL, THERE ARE TWO OF THEM, RIGHT? I THINK
10 THEY MAY NEED A LITTLE MORE THAN THREE MINUTES EACH. HOW LONG
11 DO YOU NEED, GAIL? ONE OF OUR SPEAKERS HAS COME IN FROM OUT OF
12 TOWN. CORRECT?

13

14 **GAIL ABARBANEL:** I'M FROM THE RAPE TREATMENT CENTER AND SARAH
15 TOFTE IS FROM THE HUMAN RIGHTS WATCH.

16

17 **SUP. YAROSLAVSKY:** HERE IN L.A.

18

19 **GAIL ABARBANEL:** SHE'S FROM NEW YORK.

20

21 **SUP. YAROSLAVSKY:** NEW YORK, THAT'S WHAT I THOUGHT. YEAH.

22

23 **SUP. BURKE, CHAIR:** SO WE WILL GIVE HER--

24



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1 **SUP. YAROSLAVSKY:** YOU CAME INFROM OUT OF TOWN BUT ONLY SANTA
2 MONICA.

3

4 **SARAH TOFTE:** I'M FROM IOWA. I LIVE IN NEW YORK. I THINK GAIL
5 SHOULD GO FIRST.

6

7 **SUP. YAROSLAVSKY:** WE'LL PLAY IT BY EAR.

8

9 **GAIL ABARBANEL:** I'M THE DIRECTOR OF THE RAPE TREATMENT CENTER
10 AT SANTA MONICA U.C.L.A. MEDICAL CENTER, AND WE REALLY
11 APPRECIATE THE BOARD OF SUPERVISORS LOOKING INTO THIS ISSUE.
12 AND WE'RE REALLY HERE TO SUPPORT THE SHERIFF'S DEPARTMENT. AND
13 I SINCERELY COMMEND THE SHERIFF FOR HOW HE'S TAKEN HOLD OF
14 THIS ISSUE AND MADE A COMMITMENT GOING FORWARD, TO NOT HAVE
15 ANY MORE RAPE KITS GO INTO STORAGE. HE'S REALLY SHOWN
16 LEADERSHIP ON THIS ISSUE, AND HE'S MADE A COMMITMENT TO CHANGE
17 POLICIES AND IMPLEMENT NEW PROCEDURES AND WE REALLY APPLAUD
18 HIM FOR THAT. FOR US, THERE ARE TWO ISSUES WITH THESE UNOPENED
19 RAPE KITS. ONE IS THE RIGHTS OF VICTIMS AND THE OTHER IS
20 PUBLIC SAFETY. AND EVERY DAY WE SEE NEW VICTIMS AT THE RAPE
21 TREATMENT CENTER. AND THESE CASES INCLUDE CHILDREN, THEY'RE
22 NOT JUST ADULTS. AND WE WONDER EVERY DAY, EVERY TIME A NEW
23 VICTIM COMES INTO THE RAPE TREATMENT CENTER WHETHER THAT
24 PERSON HAD TO BE RAPED BECAUSE THE D.N.A. IDENTITY OF THAT
25 RAPIST MAY BE SITTING IN THE STORAGE DEPARTMENT IN THESE



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1 UNOPENED KITS. SO WE FEEL THAT EVERY DAY THAT PASSES THAT WE
2 DON'T GET TO ADDRESS THIS AND START PROCESSING THESE KITS, YOU
3 KNOW, REALLY LEAVES PEOPLE AT DANGER AND REALLY LEAVES
4 DANGEROUS REPEAT OFFENDERS ON THE STREETS OF LOS ANGELES. ALL
5 THE VICTIMS WE SEE WHEN THEY COME FOR A RAPE EXAM AND THEY GO
6 THROUGH THIS LONG PROCESS AND THEY CONSENT TO THE COLLECTION
7 OF EVIDENCE IN A VERY INTIMATE AND PERSONAL WAY, YOU KNOW, WE
8 COLLECT SWABS FROM EVERY PART OF THEIR BODY, THEY BELIEVE THAT
9 THESE KITS ARE PROCESSED IMMEDIATELY. THEY HAVE NO IDEA THAT
10 THEIR KITS MAY NEVER BE OPENED OR MAY NEVER HAVE BEEN OPENED.
11 THEY LEAVE THE RAPE TREATMENT CENTER, THEY GO IN THE POLICE
12 CAR, THE RAPE KIT SITS ON THE SEAT NEXT TO THEM AND THEY JUST
13 ASSUME IT'S BEING TAKEN TO THE CRIME LAB AND PROCESSED. IT'S A
14 REAL BETRAYAL OF VICTIMS, AND ALSO I THINK OF THE PUBLIC
15 TRUST, BECAUSE NOW WE HAVE THE CAPACITY TO SOLVE THESE CASES
16 AND PREVENT RAPES AND WE'RE NOT USING IT TO ITS FULLEST
17 CAPACITY. WE, WITH THE PARTICIPATION AND COOPERATION OF THE
18 SHERIFF, BECAUSE OF THIS PROBLEM, FOR THE PAST THREE YEARS,
19 HAVE HAD AN INNOVATIVE FAST TRACK FORENSICS PROGRAM WHERE WITH
20 A CERTAIN NUMBER OF CASES THAT WE SEE, WE PROCESS THE EVIDENCE
21 THE WAY WE ALWAYS DO, WE GIVE IT TO THE SHERIFF TO TAKE TO THE
22 CRIME LAB OR TO L.A.P.D. BUT IN ADDITION, WE'VE BEEN TAKING
23 EXTRA SWABS FROM THE MOST LIKELY PLACE OF GETTING D.N.A. AND
24 FAST TRACKING THEM TO THE STATE LAB. AND IN SOME CASES, WE GET
25 A COLD HIT IN A WEEK, AND IT FEELS LIKE A MIRACLE. IT SHOULD



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1 BE THAT WAY EVERY DAY IN LOS ANGELES. WE REALLY APPLAUD THIS
2 POLICY THAT GOING FORWARD EVERY KIT WILL BE OPENED. BUT WE
3 ALSO, YOU KNOW, PART TWO OF THIS IS HOW LONG WILL IT TAKE?
4 BECAUSE IT WILL MEAN A TREMENDOUS INCREASE IN THE WORKLOAD OF
5 THE SHERIFF'S DEPARTMENT. IF NOW GOING FORWARD, NO CASES GO TO
6 PROPERTY STORAGE AND ALL CASES ARE GOING TO BE PROCESSED, THE
7 TURNAROUND TIME IS REALLY IMPORTANT. BECAUSE IF IT TAKES 10
8 MONTHS OR A YEAR AND A HALF TO PROCESS KITS, AND IN SOME LABS
9 IT CAN TAKE THAT LONG, THEN WE'RE KIND OF RIGHT BACK WHERE WE
10 STARTED FROM. SO I KNOW THEY'RE GOING TO NEED ADDITIONAL
11 RESOURCES, THEY HAVE SPACE AND CAPACITY IN THE NEW LAB. BUT I
12 KNOW THEY'RE GOING TO NEED MORE RESOURCES TO BE ABLE TO DO
13 THIS AND I THINK THAT'S A REALLY IMPORTANT ISSUE THAT ALSO
14 WILL NEED TO BE ADDRESSED GOING FORWARD AND MAYBE THAT CAN BE
15 PART OF WHAT'S CONSIDERED IN DECEMBER. THE OTHER ISSUE ABOUT
16 VICTIM NOTIFICATION. WE REALLY, IN OUR EXPERIENCE, DON'T THINK
17 THIS IS BEING DONE. THERE MAY BE A POLICY BUT MANY DETECTIVES
18 DON'T KNOW ABOUT THE POLICY. AND I KNOW THE SHERIFF, FROM
19 TALKING TO HIM, KNOWS THIS IS A VERY SENSITIVE ISSUE, HOW DO
20 YOU TELL A VICTIM, YOU WERE RAPED FIVE YEARS AGO AND YOUR KIT
21 WAS NEVER OPENED. SO I THINK A LOT OF THOUGHT NEEDS TO BE
22 GIVEN AS TO HOW THAT PROCESS IS IMPLEMENTED, IF THERE ARE
23 CASES LIKE THAT TO BE DONE. SO THAT'S OUR -- THOSE ARE OUR
24 CONTINUING CONCERNS AND ISSUES ABOUT THE PROBLEM. AND SARAH
25 CAN SPEAK NOW TO THE ISSUE.



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1
2 **SARAH TOFTE:** WELL, I APPRECIATE THE OPPORTUNITY TO SPEAK TO
3 THE COUNTY BOARD OF SUPERVISORS. I'M HERE TODAY IN PART
4 BECAUSE IN MY ROLE AS A SEXUAL VIOLENCE RESEARCHER AT HUMAN
5 RIGHTS WATCH, I HAVE BEEN LOOKING AT RAPE KIT BACKLOGS ALL
6 OVER THE COUNTRY. AND TODAY WE HEARD FROM THE SHERIFF'S
7 DEPARTMENT THAT THEY DO INDEED HAVE A BACKLOG, POSSIBLY 5,600
8 OR SO UNTESTED RAPE KITS. AND IT WAS IMPORTANT AND WE'RE
9 REALLY THANKFUL THAT THE SUPERVISORS AND THE L.A.S.D. COUNTED
10 THOSE KITS. BECAUSE THAT GIVES US A SENSE OF, ON SOME LEVEL,
11 THE EXTENT OF THE PROBLEM. BUT FOR HUMAN RIGHTS WATCH, THE
12 NEXT STEPS ARE EQUALLY IMPORTANT IN TERMS OF WHAT KIND OF
13 COMPREHENSIVE PLAN WILL BE PUT IN PLACE, NOT SIMPLY TO COUNT
14 THE KITS OR EVEN SIMPLY TO EITHER OUTSOURCE THE KITS OR FIND A
15 WAY TO TEST THE KITS, BUT MAKING SURE THAT GETTING RID OF THE
16 RAPE KIT BACKLOG ACTUALLY CAN TRANSLATE INTO MORE
17 INVESTIGATION OF RAPE CASES IN L.A. COUNTY, MORE ARRESTS AND
18 PROSECUTIONS AND CONVICTIONS OF RAPISTS. FOR US, OUR
19 PERSPECTIVE IS WE'VE SEEN DIFFERENT CITIES AND COUNTIES AND
20 STATES ALL ACROSS THE COUNTRY TACKLE GETTING RID OF TRYING TO
21 GET RID OF THEIR RAPE KIT BACKLOG, AND WE'VE SEEN WHAT WORKS
22 AND WHAT DOESN'T WORK. FOR US, NEW YORK CITY IS AN EXAMPLE OF
23 THAT WORKS. THEY GOT RID OF -- THEY HAD A RAPE KIT BACKLOG OF
24 ABOUT 17,000 UNTESTED RAPE KITS, AND IN ABOUT FOUR YEARS, THEY
25 WERE ABLE TO TEST EVERY ONE OF THOSE KITS IN THE BACKLOG,



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1 WHICH ULTIMATELY LED TO 200 CONVICTIONS IN RAPE CASES THAT
2 THEY WOULDN'T HAVE GOTTEN NECESSARILY IF THEY HAVEN'T TESTED
3 THOSE KITS. AND THEY IMPLEMENTED A POLICY IN WRITING TO TEST
4 EVERY BOOKED RAPE KIT ELIMINATING DETECTIVE DISCRETION. WHAT
5 THEY ALSO DID IS THEY CREATED A SPECIAL PROSECUTORIAL UNIT AND
6 A SPECIAL INVESTIGATIVE UNIT. BECAUSE IT WASN'T JUST A CRIME
7 LAB THAT DEALT WITH -- HAD TO DEAL WITH AN INFLUX OF A
8 WORKLOAD BECAUSE OF A NEW POLICY TO TEST EVERY KIT. BECAUSE
9 WHAT THEY WERE FINDING IS THEY WERE GETTING SO MANY NEW COLD
10 HITS, BOTH BECAUSE THEY WERE TESTING EVERY BOOKED RAPE KIT AND
11 BECAUSE THEY WERE EXPANDING THEIR D.N.A. DATABASE TO INCLUDE
12 ALL FELONY ARRESTEES AND, IN SOME CASES, MISDEMEANOR
13 CONVICTIONS AND THINGS LIKE THAT. AND AS THEY EXPANDED THEIR
14 DATABASE, THEY KEPT GETTING MORE AND MORE HITS. AND SO FOUR
15 YEARS, OR FIVE YEARS NOW, AFTER THEY ACTUALLY FINISHED TESTING
16 THEIR BACK LOGS, THEY STILL HAVE A FULL-TIME PROSECUTORIAL
17 UNIT AND POLICE UNIT THAT IS STILL ONLY INVESTIGATING RAPE
18 CASES, LEADS THAT HAVE BEEN GENERATED FROM COLD HITS THEY'RE
19 STILL GETTING FROM PUTTING THE BACKLOG KITS INTO THE D.N.A.
20 DATABASE. SO I WOULD JUST REALLY ENCOURAGE THE COUNTY BOARD OF
21 SUPERVISORS TO CONTINUE TO MONITOR THE SITUATION, TO CONTINUE
22 TO GET UPDATES FROM THE SHERIFF'S DEPARTMENT, NOT JUST ON
23 THEIR PROGRESS IN TERMS OF TESTING THE KITS, BUT MAKING SURE
24 EVERY TESTED KIT THAT THAT PROFILE ACTUALLY GETS PUT INTO THE
25 DATABASE, MAKING SURE THAT THE APPROPRIATE PEOPLE ARE NOTIFIED



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1 ABOUT WHETHER THERE'S BEEN A COLD HIT OR NOT, FIGURING OUT A
2 WAY TO NOTIFY VICTIMS. BOTH VICTIMS, WHERE IT'S REQUIRED BY
3 LAW WHERE YOU HAVE TO NOTIFY A VICTIM BECAUSE THE IDENTITY WAS
4 AN ISSUE AND THE KIT SAT THERE FOR MORE THAN TWO YEARS AND
5 WASN'T OPENED. BUT THINKING ABOUT BROADER POLICIES, ABOUT
6 GIVING VICTIMS SOME SORT OF AGENCY THROUGH KNOWLEDGE OF THIS
7 PROCESS. IT'S BEEN AMAZING TO ME ALL ACROSS THE COUNTRY HOW
8 LITTLE KNOWLEDGE VICTIMS OFTEN HAVE ABOUT WHERE THEIR CASE IS
9 AT AND THE STATUS OF THEIR CASE. SO I GUESS OUR MESSAGE HERE
10 TODAY IS WE'RE SO THANKFUL FOR THE PROGRESS THAT HAS BEEN MADE
11 SO FAR. AND IT'S A GREAT -- IT CREATES AN OPPORTUNITY TO DO
12 THE RIGHT THING AND WE HOPE THAT WITH SORT OF A COMPREHENSIVE
13 PLAN LOOKING AT ALL THESE ISSUES, THAT WE WILL SOON BE ABLE TO
14 NOT JUST TALK ABOUT NEW YORK CITY BEING A MODEL FOR HOW TO
15 DEAL WITH THE RAPE KIT BACKLOG, BUT WE WILL BE ABLE TO BE
16 POINT TO L.A. COUNTY AND THE SHERIFF'S DEPARTMENT AS A NEW
17 MODEL FOR HOW TO DEAL WITH A RAPE KIT BACKLOG AND HOW TO KEEP
18 IT ELIMINATED AND HOW TO MAKE SURE THAT EVERY RAPE VICTIM
19 RECEIVES THE JUSTICE THAT SHE DESERVES WHEN SHE DECIDES TO
20 REPORT HER CRIME.

21
22 **SUP. YAROSLAVSKY:** THANK YOU. MADAM CHAIR, I WOULD ASK THAT WE
23 CALENDAR THIS FOR DECEMBER 16TH FOR A STATUS REPORT. AND THANK
24 YOU BOTH FOR YOUR ASSISTANCE TO MY OFFICE AND MY STAFF ON THIS
25 ISSUE. WE'LL GET THERE.



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1

2 **GAIL ABARBANEL:** THANK YOU VERY MUCH.

3

4 **SUP. BURKE, CHAIR:** THANK YOU. THE OTHER ITEM THAT -- I'LL DO
5 MY ADJOURNMENTS AND THEN --

6

7 **SUP. YAROSLAVSKY:** I'LL DO MINE AFTER YOURS.

8

9 **SUP. BURKE, CHAIR:** ALL RIGHT. I HAVE JUST TWO ADJOURNMENTS.
10 FIRST, ONE FOR SUPERVISOR ANTONOVICH. JANET STURDEVON PASSED
11 AWAY ON OCTOBER 22ND AT THE AGE OF 84. SHE MOVED TO ANTELOPE
12 VALLEY IN 1953, WHERE SHE TAUGHT IN ANTELOPE VALLEY JOINT
13 UNION HIGH SCHOOL DISTRICT FULL TIME. SHE IS SURVIVED BY HER
14 DAUGHTERS, ELIZABETH STURDEVON, MARGARET SCHAFFER, KATHERINE
15 STURDEVON, JEANETTE STURDEVON, AND SON, STEVEN. SO ORDERED.
16 AND I HAVE JUST ONE, GARY BURT, A LONG TIME LOS ANGELES
17 RESIDENT AND CLASSIC CAR ENTHUSIAST WHO WHO RECENTLY PASSED
18 AWAY. HE WAS AN ARCHITECT FOR MANY YEARS, BUT AS MOST OF THEM
19 CLOSE TO HIM KNOW, CAR RESTORATION WAS DEAR TO HIS HEART. HE
20 LEAVES TO CHERISH HIS MEMORY HIS WIFE, KRISTINE BURT; AND
21 CHILDREN, AMY AND GEORGE BURT, ALONG WITH A HOST OF FAMILY AND
22 FRIENDS.

23

24 **SUP. YAROSLAVSKY:** I HAVE ONE ADJOURNING MOTION.

25



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1 **SUP. BURKE, CHAIR:** SO ORDERED. PLEASE DO YOURS.

2

3 **SUP. YAROSLAVSKY:** PAUL SPINDLER, A LONG TIME MEMBER OF THE
4 BOARD OF PHOENIX HOUSES HERE IN CALIFORNIA WHO PASSED AWAY. HE
5 WAS A REAL DRIVING FORCE BEHIND PHOENIX HOUSE, WHICH DOES
6 SUBSTANCE ABUSE REHABILITATION, AND THERE'S A NUMBER OF
7 FACILITIES IN OUR DISTRICT AND IN OUR COUNTY. I ALSO WOULD
8 LIKE TO ASK THAT WE ADJOURN IN THE MEMORY OF MIRIAM MAKEBA.

9

10 **SUP. BURKE, CHAIR:** I DID NOT HAVE THAT, BUT I WOULD JOIN IN
11 THAT.

12

13 **SUP. YAROSLAVSKY:** ALL MEMBERS. SHE WAS A GREAT SINGER AND A
14 GREAT AMBASSADOR FOR SOUTH AFRICA. SAW HER THE FIRST TIME AT
15 THE GREEK THEATRE WITH HARRY BELAFONTE, AND SHE WAS SOMETHING.
16 PASSED AWAY SUDDENLY LAST WEEK. THANK YOU.

17

18 **SUP. BURKE, CHAIR:** THANK YOU.

19

20 **CLERK SACHI HAMAI:** MADAM CHAIR, WE HAVE EITHER THE PUBLIC
21 HEARING ITEM OR THE SET MATTER.

22

23 **SUP. BURKE, CHAIR:** WE HAVE ITEM, WHAT? 65, RIGHT?

24



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1 **CLERK SACHI HAMAI:** 65 IS THE PUBLIC HEARING ITEM AND I'LL READ
2 THE SHORT TITLE IN FOR THE RECORD. THIS IS THE HEARING ON
3 PROPOSED AMENDMENTS TO THE COUNTY CODE TITLE 2 ADMINISTRATION
4 TO ESTABLISH A DOLLAR FEE FOR THE ELECTRONIC RECORDING OF REAL
5 PROPERTY DOCUMENTS FOR ALL COSTS ASSOCIATED WITH THE
6 ELECTRONIC RECORDING DELIVERY SYSTEM AS AUTHORIZED BY AB-578.
7 I DON'T KNOW THAT THERE IS ANYBODY WHO PLANS TO TESTIFY ON
8 THIS ITEM. NOBODY HAD SIGNED UP.

9

10 **SUP. BURKE, CHAIR:** I'LL MOVE THAT WE CLOSE THE HEARING AND I
11 MOVE THAT WE ADOPT THAT ITEM. IT'S SECONDED BY YAROSLAVSKY.
12 WITHOUT OBJECTION, SO ORDERED.

13

14 **CLERK SACHI HAMAI:** AND LASTLY, WE HAVE THE SET MATTER.

15

16 **SUP. BURKE, CHAIR:** YOU KNOW, ON THE SET MATTER, IN VIEW OF THE
17 FACT THAT WE DON'T HAVE A REAL -- EVERYONE HERE, I'M GOING TO
18 MOVE THAT WE CONTINUE THAT FOR ONE WEEK.

19

20 **CLERK SACHI HAMAI:** OKAY.

21

22 **SUP. BURKE, CHAIR:** THEY'RE ALL HERE? OKAY. ALL RIGHT. IS
23 SUPERVISOR MOLINA HERE? OKAY. ALL RIGHT. OKAY. ALL RIGHT. THEN
24 I'LL WITHDRAW THAT MOTION, AND WOULD YOU PLEASE COME FORWARD?

25



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1 **SUP. MOLINA:** THERE'S A COUPLE OF CHAIRS OVER HERE ON THE SIDE,
2 BUT I THINK WE COULD DO OKAY. DR. HALL, PETE. I DON'T KNOW WHO
3 IS GOING TO START. SCHUNHOFF?

4

5 **DR. JOHN SCHUNHOFF:** LET ME JUST BEGIN VERY QUICKLY.
6 SUPERVISORS, THE BOARD PASSED A MOTION LAST WEEK BY SUPERVISOR
7 MOLINA WHICH WAS COMPREHENSIVE IN TERMS OF ASKING US TO
8 MONITOR THE STATUS OF VARIOUS METRICS AT THE MEDICAL CENTER AT
9 L.A. COUNTY U.S.C. MEDICAL CENTER FOLLOWING THE MOVE-IN. AND
10 IT CALLS FOR WRITTEN REPORTS EVERY TWO WEEKS, AND YOU WILL
11 HAVE THE FIRST WRITTEN REPORT NEXT WEEK. BUT A VERBAL REPORT
12 EVERY WEEK. AND SO I HAD WANTED THE STAFF, KEY STAFF WHO WERE
13 INVOLVED IN THE MEDICAL CENTER IN THE MOVE-IN OVER THE WEEKEND
14 TO COME AND GIVE YOU A VERY BRIEF REPORT TODAY. I REALIZE THAT
15 YOU HAVE TIME ISSUES, BUT I'D LIKE THEM TO BEGIN THAT. AND WE
16 HAVE PETE DELGADO, THE C.E.O. WE HAVE IRENE RESENDEZ, THE
17 CHIEF NURSING OFFICER. DR. STEPHANIE HALL, THE CHIEF MEDICAL
18 OFFICER. CAROLYN RHEE, WHO WAS THE HEAD OF THE WHOLE
19 TRANSITION TEAM. AND DR. CINDY STOTTS, WHO IS THE OUTGOING
20 HEAD OF THE MEDICAL STAFF BUT ALSO KEY TO PUTTING ALL THIS
21 MOVE TOGETHER. PETE, DO YOU WANT TO START?

22

23 **PETE DELGADO:** SURE. THANK YOU, BOARD OF SUPERVISORS. THANK YOU
24 FOR ALLOWING US TO GIVE YOU A BRIEF UPDATE. DR. HALL, IRENE
25 RESENDEZ, CAROLYN RHEE, AND DR. STOTTS WILL GIVE YOU SOME



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1 BRIEF DETAILS ABOUT THE ACTUAL MOVE. BUT BEFORE WE START, I
2 WANTED TO GIVE YOU SOME HIGHLIGHTS, A LITTLE BACKGROUND. THIS
3 JOURNEY STARTED ABOUT TWO TO THREE YEARS AGO. THE JOURNEY WAS
4 TO IMPROVE OUR PROCESSES SO WE CAN GET OUR CENSUS DOWN TO A
5 SAFE NUMBER. WE ORGANIZED OUR WORK IN TWO MAJOR AREAS. ONE IS
6 REDESIGNING OUR MAJOR WORK FLOW, AND THEN THE ACTUAL
7 TRANSITION PLANNING. IN THE REDESIGNING OUR WORK FLOW, WE WERE
8 ABLE TO REDUCE THE LENGTH OF STAY, THE TURNAROUND TIMES. WE
9 EVEN WORKED WITH THE COMMUNITY PRIVATE/PUBLIC PARTNERS UNDER
10 THE CAMINO DEL SALUD PROGRAM TO HELP COORDINATE AND DEVELOP
11 MEDICAL HOMES IN THE COMMUNITY. WE CAN'T DO THIS ALONE. WE
12 NEED THE COMMUNITY TO HELP US. SO THREE WEEKS AGO, WE HAD THE
13 STATE LICENSER COME IN TO SURVEY, TO SEE AND ASSESS WHETHER WE
14 WERE READY TO MOVE TO A NEW FACILITY. OCTOBER 21ST TO OCTOBER
15 23RD, THREE DAYS. AFTER THE SECOND DAY, THE STATE LICENSER
16 SURVEYORS WERE CONVINCED THAT WE WERE VERY MUCH READY. IN
17 FACT, THEY WERE VERY COMPLIMENTARY. IT'S ALWAYS GOOD TO GET
18 COMPLIMENTS FROM THE REGULATORY AGENCY. KIND OF GIVES YOU AN
19 OFFICIAL FEEDBACK ON HOW WELL YOU'RE DOING. SO INSTEAD OF A
20 THREE-DAY, IT TURNED OUT TO BE A TWO-DAY SURVEY. AND IT ENDED
21 UP VERY NICELY. THREE DAYS BEFORE WE ACTUALLY MOVED IN, WE HAD
22 AN UNANNOUNCED JOINT COMMISSION SURVEY. HERE AGAIN, THEY CAME
23 IN TO SEE IF WE WERE ACTUALLY READY. THEY HAD HEARD WE WERE
24 READY, BUT THEY WANTED TO MAKE SURE WE WERE READY. AFTER THE
25 SECOND DAY, THEY WERE VERY IMPRESSED. NOT ONLY WERE WE READY,



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1 BUT THE FOLKS THAT THE SURVEYOR INTERVIEWED KNEW EXACTLY WHAT
2 THEY WERE GOING TO DO IN THE NEW FACILITY. SO NOW WE'VE GOT
3 TWO OUTSIDERS, TWO REGULATORS GIVING US POSITIVE FEEDBACK
4 ABOUT OUR READINESS. NOW LET'S TRANSITION INTO THE ACTUAL
5 MOVE, AND I'D LIKE FOR DR. HALL TO START.

6

7 **DR. STEPHANIE HALL:** AS PART OF THE PLANNING AND PROCESS TO
8 APPROACHING MOVE DAY, THE ONE WEEK BEFORE THE MOVE, WE ENTERED
9 INTO A CENSUS SUPPRESSION PLAN. IT WAS ALL AGREED IN EVERY
10 HOSPITAL THAT HAS UNDERGONE MAJOR MOVES LIKE THIS HAVE
11 REASSURED US AND ENCOURAGED US THAT THE NUMBER ONE FACTOR FOR
12 A SUCCESSFUL OUTCOME FOR A MOVE IS SUPPRESSING CENSUS. OUR
13 TARGET WAS 400. WE WERE ABLE TO VERY SLOWLY AND METHODICALLY
14 OVER THE PERIOD OF ONE WEEK GET OUR CENSUS DOWN TO 382 ON THE
15 DAY OF THE MOVE. THIS IS THANKS TO THE COOPERATION AND HELP OF
16 EVERY D.H.S. HOSPITAL, THE MEDICAL ALERT CENTER, AND ALL
17 SURROUNDING FACILITIES THAT PARTICIPATED IN ALLOWING US TO
18 MOVE PATIENTS THAT DID NOT REQUIRE URGENT OR SPECIALTY CARE
19 INTO OTHER FACILITIES. THE M.A.C.C. CENTER DURING THAT TIME
20 TRANSFERRED OVER 30 PATIENTS FROM OUR OUTLYING CLINICS TO
21 OTHER D.H.S. HOSPITALS. AND IN THE EMERGENCY DEPARTMENT, OVER
22 30 PATIENTS WERE TRANSFERRED OUT OF THE E.R. THAT WERE STABLE
23 AND COULD BE HOSPITALIZED AT OTHER FACILITIES. ADDITIONALLY
24 DURING THIS WEEK, OUR OPERATING ROOMS WERE CLOSED TO ONLY
25 EMERGENCIES AND ELECTIVE SURGERIES WERE CANCELED OR



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1 RESCHEDULED UNTIL AFTER THE MOVE SO THAT WE COULD SAFELY
2 TRANSITION OUR O.R. EQUIPMENT AND PROCESS AND STAFF TO THE NEW
3 FACILITY. THIS PROCESS, AGAIN, RESULTED IN A VERY EFFECTIVE
4 AND PREPARED US TO EXACTLY TO OUR TARGET POINT AT OUR CENSUS
5 ON THE DAY OF THE MOVE, AND WE WERE READY TO GO. I THINK THAT
6 I'D LIKE TO GO AHEAD AND AT THIS POINT, THEN, AND TURN IT OVER
7 TO IRENE RESENDEZ REGARDING THE STAFF PREPARATION THAT WAS
8 REQUIRED TO MAKE THE MOVE SUCCESSFUL.

9

10 **IRENE RESENDEZ:** GOOD AFTERNOON, AND I WANT TO THANK YOU FOR
11 THE OPPORTUNITY TO TALK ABOUT, AND I'LL BRAG A LITTLE BIT
12 ABOUT THE WONDERFUL STAFF IN TERMS OF ALL THE EFFORTS THAT
13 THEY WENT THROUGH TO MAKE SURE THAT PATIENTS WERE SAFE DURING
14 THE MOVE. WE STARTED DOWN THIS JOURNEY A WHILE BACK IN TERMS
15 OF MAKING SURE THAT ALL OF THE NURSING STAFF WERE COMPETENT IN
16 ALL OF THE NEW EQUIPMENT. AS YOU KNOW, WE HAVE ALL NEW
17 EQUIPMENT AT THE HOSPITAL. AND SO THEY GOT TRAINED ON
18 MONITORS, NEW BEDS, NEW CRIBS, NEW PUMPS, EVERYTHING. THEY
19 ALSO GOT ORIENTED NOT ONLY TO THE PHYSICAL PLANT BUT ALSO TO
20 THEIR INDIVIDUAL UNIT SO THAT THEY KNEW THE LAY OF THE LAND
21 BEFORE THEY ACTUALLY HAD TO GO IN THERE AND WORK, AND TO KIND
22 OF WORK OUT NEW PROCESSES AND NEW PROCEDURES IN THEIR NEW
23 ENVIRONMENT. FOR THE MOVE, IT WAS AWESOME THE WAY THE NURSING
24 STAFF CAME TOGETHER AND, ALONG WITH THE M.A.C.C., LEARNED HOW
25 TO USE THE GURNEYS, WHICH WASN'T EASY. A LOT OF THEM HAD NEVER



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1 RIDDEN IN AN AMBULANCE BEFORE, SO WE MOCKED THAT. WE ACTUALLY
2 HAD A TOTAL OF SIX MOCK MOVES. ONE WAS A TABLETOP, FIVE WAS
3 ACTUALLY PRETENDING ON A GURNEY WITH ALL OF THE EQUIPMENT IN
4 THE AMBULANCE, FROM GENERAL -- FROM THE OLD GENERAL HOSPITAL
5 TO THE NEW MEDICAL CENTER. AND I THINK IT WAS THE LITMUS TEST
6 WAS THE DAY THE JOINT COMMISSION CAME IN AND EVERYBODY KNEW
7 THEIR ROLES. EVERYBODY KNEW WHO WAS A SENDING COORDINATOR, WHO
8 WAS A RECEIVING COORDINATOR, WHO WAS THE TRANSPORT NURSE. AND
9 THEY TAUGHT THE SURVEYOR THE TERMINOLOGY, AND PROVED TO THEM
10 THAT THEY WERE READY FOR THE MOVE. AND I THINK DR. STOTTS WILL
11 TALK ABOUT THE MOVE.

12

13 **DR. CINDY STOTTS:** IT'S WITH PLEASURE THAT I'M ABLE TO TELL YOU
14 HOW THIS MOVE WAS A PATIENT-CENTERED MOVE. WE TRANSPORTED
15 PATIENTS WITH THE STARTING CENSUS OF 382. WE MOVED ON FRIDAY
16 AN AVERAGE OF 37 PATIENTS EVERY SINGLE HOUR. THAT REPRESENTS
17 ABOUT 1.6 MINUTES EACH PATIENT WAS COMING OUT OF ONE OF OUR
18 TWO FACILITIES MOVING TO OUR -- INTO OUR BEAUTIFUL NEW HOME.
19 THE TRANSPORTATION THAT IT TOOK REQUIRED OVER 2,000 PERSONNEL,
20 AS YOU HAD HEARD. WE HAD 1,102 DOCUMENTED TRAINING SESSIONS IN
21 ORDER TO PREPARE THE STAFF FOR THIS. THEY WERE INVOLVED WITH
22 MEDICAL STAFF, RESIDENTS, NURSING MEDICAL STUDENTS, EVERY
23 SINGLE TYPE OF STUDENT AND MEDICAL STAFF WERE INVOLVED IN THIS
24 WHOLE PROCESS. AND WE ALSO USED THE U.S. NAVY TRAUMA PROGRAM
25 AND TWO SQUADRONS OUT FROM MARCH AIR FORCE BASE, 452ND AIR



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1 MEDICAL STAGING SQUADRON AND THE 752ND MEDICAL SQUADRON. AND
2 THEIR PRIMARY MISSIONS WHEN THEY'RE NOT HOME IN RIVERSIDE IS
3 TO ACTUALLY TRANSPORT PATIENTS, OUR MILITARY PERSONNEL FROM
4 IRAQ TO GERMANY, SO THEY BROUGHT A VERY, VERY SPECIAL PRESENCE
5 TO OUR MOVE. THE EMERGENCY MEDICAL SERVICES REALLY EARNED
6 COMMENDATION FOR THEIR ROLE IN PLANNING AND TRAINING AND
7 TRANSPORTING. WE USED 35 AMBULANCES, INCLUDING 18 MODULAR
8 AMBULANCES, WHICH ARE REALLY LITTLE MINI I.C.U., AND BARIATRIC
9 AMBULANCES. WE HAD 90 GURNEYS THAT WERE ALL EQUIPPED WITH CODE
10 DRUGS AND AMBU BAGS SO THAT IF ANY PATIENT NEEDED ANY
11 ASSISTANCE, IT WAS THERE FOR THEM. SOME OF OUR MILESTONES,
12 REPRESENTING THE HIGH ACUITY, WE TRANSPORTED 94 I.C.U.
13 PATIENTS, INCLUDING 20 NEONATAL I.C.U. PATIENTS. I'M PROUD TO
14 ANNOUNCE THAT OUR FIRST PATIENT WAS A NEONATAL I.C.U. PATIENT
15 AND SHE BROUGHT LIFE INTO OUR NEW FACILITY AT 7:07 A.M. ON
16 THAT FRIDAY MORNING. WHILE WE WERE HAVING OUR LAST DELIVERY AT
17 WOMEN'S AND CHILDREN'S AT ABOUT 8:20, TWINS, BY THE WAY, WE
18 WERE ALSO HAVING OUR FIRST DELIVERY OVER IN THE NEW IN-PATIENT
19 TOWER. AND AT 8:24, A LITTLE BABY GIRL GRACED OUR NEW FACILITY
20 AGAIN WITH A NEW SET OF LIFE. WE DID NOT COUNT HER IN THE
21 TRANSFER STATISTICS. ANOTHER NEW MILESTONE, DR. TOM BURN, WHO
22 HAS BEEN OUR MENTOR AND OUR SERVICE CHIEF OF SURGERY FOR
23 DECADES LIBERATED A VERY DISEASED GALLBLADDER AT ABOUT ONE
24 O'CLOCK IN THE AFTERNOON AND UTILIZING OUR BRAND-NEW
25 INTEGRATED O.R. SYSTEMS, WHICH ARE THE STATE-OF-THE-ART AND



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1 THE LARGEST IN THE STATE, WITH 25 OVER ALL. AND FINALLY, THE
2 LAST PATIENT LEFT WOMEN'S AND CHILDREN'S HOSPITAL AT 12:55 ON
3 FRIDAY. AND THE LAST HOSPITALIZED PATIENT LEFT GENERAL
4 HOSPITAL AT 1:22 ON SATURDAY. FINALLY, TO ADDRESS THE QUALITY
5 OF THIS MOVE, YOU'VE HEARD ABOUT THE PLANNING. WE DID MANY
6 MOCKS. AND THE ACTUAL MOVE THAT THIS HISTORIC EVENT REALLY
7 REPRESENTS THE HEROIC EFFORTS OF OUR INCREDIBLE STAFF, WHO DAY
8 IN AND DAY OUT PROVIDE OUTSTANDING CARE, TRAIN THE FUTURE OF
9 MEDICAL PROFESSIONS WHO WILL TAKE CARE OF US AND WHO CAME
10 TOGETHER WITH A MILITARY PRECISION TO WORK AS ONE. AND SO,
11 SUPERVISORS, I'M HERE TO REPORT TO YOU TODAY THAT ALL PATIENTS
12 WERE SAFELY MOVED INTO A NEW ERA OF HEALTHCARE AT L.A. COUNTY.

13

14 **SUP. MOLINA:** WELL, CONGRATULATIONS. MR. SCHUNHOFF -- DID YOU
15 HAVE ONE MORE? I'M SORRY. PLEASE.

16

17 **CAROLYN RHEE:** I'M CAROLYN RHEE, PROJECT DIRECTOR. EVEN THOUGH
18 THE PATIENT MOVE WAS THE MOST IMPORTANT ASPECT AND WE WANTED
19 TO MAKE SURE THAT THAT WAS SAFE, I JUST WANTED TO GIVE YOU A
20 LITTLE FLAVOR OF THE THOUSANDS OF OTHER ACTIVITIES THAT HAD TO
21 OCCUR. FOR EXAMPLE, WE PURCHASED 28,000 PIECES OF EQUIPMENT AT
22 A COST OF ABOUT \$100 MILLION. WE HAD TO FIT UP ABOUT 5,000
23 ROOMS, WHICH MEANT WE HAD TO PUT EQUIPMENT AND SUPPLIES IN
24 THERE AND TO GET IT READY FOR LICENSING. AND OUR HOSPITAL
25 FACILITIES MANAGEMENT STAFF WAS REALLY INSTRUMENTAL IN



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1 ACCOMPLISHING THIS ACTIVITY. WE USED A COMPANY CALLED GRABEL
2 TO DO THE NONPATIENT MOVE. IT TAKES ABOUT 3-1/2 WEEKS,
3 INCLUDING SATURDAYS AND SUNDAYS. WE USED 10,000 BOXES, WHICH
4 WE RECYCLED AND USED AGAIN DURING THE MOVE. THERE WERE 3,800
5 PIECES OF EXISTING MEDICAL EQUIPMENT, WHICH WE MOVED TO THE
6 NEW HOSPITAL, AND 2,500 P.C.S, PRINTERS, SCANNERS AND OTHER
7 I.S. ITEMS. AND I JUST WANT TO SAY THAT IT WAS AN HONOR AND
8 PRIVILEGE FOR ME TO WORK ON THIS PROJECT FOR THE PAST FIVE
9 YEARS AND IT WAS A ONCE-IN-A-LIFETIME OPPORTUNITY.

10

11 **SUP. MOLINA:** WELL, AGAIN, LET ME CONGRATULATE ALL OF YOU. AND
12 AS YOU ALL KNOW, I HAVE STAFF THERE THAT ARE WATCHING ALL, AND
13 THEY HAVE BEEN VERY, VERY IMPRESSED. AND CERTAINLY AS YOU YOUR
14 REPORT TODAY HAS STATED, IT HAS BEEN VERY IMPRESSIVE. THIS WAS
15 A MAJOR MOVE, A MAJOR UNDERTAKING. AND I KNOW THAT YOU'VE ALL
16 THANKED YOUR STAFF AND I THINK WE SHOULD ALL THANK THE STAFF,
17 THEY DID A WONDERFUL JOB. BUT I WANT TO THANK ALL OF YOU,
18 BECAUSE IT WAS THE LEADERSHIP, TRAINING, THE MOCK, THE
19 CONSTANT REVIEWS, I THINK THAT NOT ONLY HAS IMPRESSED MANY OF
20 THE REGULATORS BUT IMPRESSED MANY OF US. SUCH A VERY LARGE
21 HOSPITAL, SUCH AN IMPORTANT MISSION THAT WE UNDERTAKE, AND I'M
22 VERY PROUD THAT IT WENT WITHOUT A HITCH AND THAT WE'VE HAD
23 TREMENDOUS SUCCESS. NOW, WE DO HOPE TO GET THESE REPORTS ON A
24 REGULAR BASIS, BECAUSE WE'RE STILL MAKING THAT TRANSITION.
25 IT'S NOT ALL THERE, I THINK WE ALL UNDERSTAND THAT. AND



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1 HOPEFULLY THE ONGOING REPORTS WILL BE AS POSITIVE AS TODAY'S
2 REPORTS. AND WE LOOK FORWARD TO GETTING THIS INFORMATION, ALL
3 OF US ARE INTERESTED IN THE WELL BEING OF OUR NEW HOSPITAL,
4 WE'RE VERY PROUD AS BEING STATE-OF-THE-ART. BUT IT REALLY IS
5 ALL ABOUT THE PEOPLE WHO WERE IN THE BUILDING EVERY SINGLE DAY
6 AND HOW IT IS OPERATED AND HOW IT RUNS. AND SO WHILE WE'RE
7 VERY PROUD OF THE NEW HOSPITAL, IT REALLY IS GOING TO TAKE
8 THIS KIND OF ONGOING COORDINATION, LEADERSHIP, TEAM BUILDING,
9 AND CERTAINLY STAFF SUPPORT ALL THE WAY THROUGH, SO
10 CONGRATULATIONS AND THANK YOU SO MUCH FOR UPDATING US ON
11 TODAY'S REPORT. THANK YOU.

12

13 **SUP. BURKE, CHAIR:** THANK YOU. AND CONGRATULATIONS. SOUNDS LIKE
14 EVERYTHING WENT JUST WONDERFUL AND WITHOUT A HITCH.
15 CONGRATULATIONS ON A JOB WELL DONE. FIVE YEARS IN THE MAKING,
16 HUH? I GUESS THAT'S WHAT IT TAKES.

17

18 **SUP. MOLINA:** 10 YEARS OF AGONY.

19

20 **SUP. BURKE, CHAIR:** I KNOW, I KNOW. DON'T REMIND ME. ALL RIGHT.

21

22 **CLERK SACHI HAMAI:** WE HAVE PUBLIC COMMENT.

23

24 **SUP. BURKE, CHAIR:** PUBLIC COMMENT. HILLARIE LEVY AND JOHN
25 WALSH.



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1

2 **HILLARIE LEVY:** MY NAME IS HILLARIE LEVY. IT TOOK 11 MONTHS

3 AFTER THE D.A. NOTIFIED THE BOARD OF A VIOLATION OF THE BROWN

4 ACT INVOLVING PUBLIC SPEAKING FOR A CORRECTION TO BE MADE.

5 ACCORDING TO THE COUNTY COUNSEL, THERE WAS A GLITCH IN THE

6 COMPUTER SYSTEM, AN 11-MONTH GLITCH. WHAT A SHAMEFUL EXCUSE

7 DEMONSTRATING LITTLE RESPECT FOR YOUR CONSTITUENTS. YOUR

8 CONSTITUENTS MIGHT WONDER WHY THE BOARD IGNORED THIS

9 INFORMATION WHEN IT WAS HAND DELIVERED BY THE BAILIFF TO EACH

10 OF YOU AND THE COUNTY COUNSEL SEVERAL TIMES AT BOARD MEETINGS.

11 ACCORDING TO THE D.A., THE COUNTY COUNSEL IS TAKING ADVANTAGE

12 OF A LOOPHOLE WHERE OUR CURRENT HONOR SYSTEM HAS NOT SERVED AS

13 A SUFFICIENT DETERRENT TO PREVENT STATE AND COUNTY AGENCIES

14 FROM OBEYING LAWS IN A TIMELY MANNER. NO SPECIFIC STATUTORY

15 AUTHORITY EXISTS THAT ESTABLISHES A TIME FRAME WITHIN WHICH

16 AMENDMENTS TO THE LAW MUST BE POSTED OR REPRINTED BY AN AGENCY

17 SUCH AS THE BOARD OF SUPERVISORS. THIS ABOVE-THE-LAW MENTALITY

18 RESONATES IN THE WAY EMPLOYEE LAW VIOLATIONS ARE ADDRESSED

19 SUCH AS IN THE CASE OF THE KING-DREW INCIDENT AND SUPERVISOR

20 YAROSLAVSKY'S UPPER MANAGEMENT EMPLOYEE WHO VIOLATED

21 H.I.P.A.A. AND HEALTH AND SAFETY CODE 11055 WHEN SHE

22 IDENTIFIED HERSELF AS AN EMPLOYEE OF THE SUPERVISOR WHILE

23 PRESENTING A NONLEGITIMATE MEDICAL DIRECTIVE TO A HOSPITAL

24 OMBUDSMAN AND TOOK A DYING SUBORDINATE'S MORPHINE. IN THESE

25 CASES, THE BOARD NEVER DENIED THESE VIOLATIONS OCCURRED, BUT



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1 RULED THE OFFENSES WERE NOT RELEVANT TO THE JOB USING THE
2 EXCUSE THIS DOESN'T FALL UNDER THE SCOPE OF HER EMPLOYMENT.
3 ACCORDING TO AN "L.A. TIMES" ARTICLE, THIS SAME EXCUSE OCCURS
4 65% OF THE TIME. THE COUNTY COUNSEL AND THE BOARD OF
5 SUPERVISORS ARE FUNDED BY THE TAXPAYERS TO PROTECT THEIR
6 INTERESTS, INCLUDING THEIR RIGHT TO SPEAK AT THIS PUBLIC
7 FORUM, NOT UTILIZE LOOPHOLES FOR THEIR OWN BENEFIT.
8 RECOMMENDATIONS FOR AN L.A. COUNTY ETHICS COMMITTEE, AN
9 ADVOCATE FOR THE CONSTITUENTS' COMPROMISE TO VOLUNTEER
10 CITIZENS WHICH WOULD FOCUS ON CURTAILING VIOLATIONS AND USE OF
11 LOOPHOLES INVOLVING L.A. COUNTY CONTINUES TO BE IGNORED BY THE
12 BOARD. THIS, ALONG WITH THE BOARD TAKING 11 MONTHS TO BE
13 FORCED TO COMPLY WITH THE BROWN ACT DEMONSTRATES THE NEED FOR
14 THIS COMMITTEE. L.A.'S CONSTITUENTS DESERVE TO BE TREATED WITH
15 DIGNITY AND RESPECT BY THIS BOARD.

16

17 **SUP. BURKE, CHAIR:** THANK YOU VERY MUCH. MR. WALSH.

18

19 **JOHN WALSH:** JOHN WALSH. NO ON "R" MEASURE "R" COMMITTEE. THE
20 SERIES OF LIES, MS. MOLINA, THAT WE HAVE HEARD ON -- FIRST
21 IT'S PASSED, THEN IT'S NOT PASSED. NOW THERE ARE A QUARTER OF
22 A MILLION CHALLENGED VOTERS. WE HAVE GONE TO CONGRESSMAN DAVID
23 DRIER AND ASKED FOR A CIVIL RIGHTS INVESTIGATION. BECAUSE I'M
24 GOING TO TELL YOU WHAT THEY'RE DOING RIGHT NOW. THEY ARE
25 SYSTEMATICALLY DISQUALIFYING ASIAN, SAN GABRIEL VALLEY BALLOTS



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1 BECAUSE THEY KNOW THAT THAT SECTION OF THE ELECTORATE IS MORE
2 LIKELY TO HAVE VOTED AGAINST IT. ON THE WEST SIDE, CHALLENGED
3 BALLOTS ARE BEING ALLOWED. ON THE SAN GABRIEL VALLEY, THEY ARE
4 BEING DISQUALIFIED. WE HAVE GONE TO SECRETARY OF STATE DEBRA
5 BOWEN. YOU WANT TO KNOW MORE ABOUT THIS, HIGHLANDS.ORG. WE
6 HAVE GONE AND WE HAVE NOW HAD AN OFFICIAL INVESTIGATION OPEN.
7 YOU CAN CALL DEBRA BOWEN'S OFFICE AT 916-657-5548. THAT'S 916-
8 657-5548 AND ASK ABOUT INVESTIGATION CASE NUMBER 2268. WE'RE
9 ASKING EVERYBODY TO CALL BECAUSE NOTHING'S GOING TO BE DONE
10 UNTIL MISS BOWEN'S OFFICE IS SWAMPED WITH PHONE CALLS. NOW THE
11 OTHER ISSUE IS THAT ARNOLD SCHWARZENEGGER SIGNED THE ENABLING
12 LEGISLATION FOR THE BALLOT, SO TO BE PLACED ON THE BALLOT ON
13 OR ABOUT AUGUST 15TH. THE BALLOTS, THE MAIL-IN BALLOTS
14 OVERSEAS HAD BEEN SENT OUT ON THE 5TH, 10 DAYS BEFORE. IN
15 FACT, IT WAS AN UNLAWFUL BALLOT. THE BALLOT WAS UNLAWFUL FROM
16 THE BEGINNING. NOW, LOOK, MAYBE WE CAN JUST FORGET ABOUT THE
17 LAW, IF THAT'S WHAT IT'S ABOUT. I'M ASKING FOR WHAT HAPPENED
18 TO THE HOWARD JARVIS TAXPAYERS' ASSOCIATION? EVERYBODY SEEMS
19 TO HAVE GONE RIGHT WING -- GONE LEFT WING ON THIS. LADIES AND
20 GENTLEMEN, LET ME GIVE YOU THE PHONE NUMBER. YOU WANT TO SEE -
21 - YOU KNOW, IT'S NOT JUST MIAMI AND IT'S JUST NOT REPUBLICANS
22 THAT STEAL ELECTIONS. IT'S JUST NOT THEM. CALL 916-657-5548
23 AND DEMAND, START OPENING YOUR OWN INVESTIGATION. LET'S OPEN
24 200 TO 300 INVESTIGATIONS, 400, BECAUSE THE TIMES AND THE
25 DAILY NEWS ARE IN FAVOR OF MEASURE "R" AND THERE IS A BLACKOUT



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1 ON THIS. EVERYBODY KNOWS WE ARE GOING, THAT'S WHY WE HAVE TO
2 GO TO THE REPUBLICANS. AGAIN, 916-657-5548. I SPOKE TO DEBRA
3 BOWEN WHEN SHE APPEARED AT A FUNCTION HERE AT THE HAMMER
4 MUSEUM. SHE IS GOING TO GO ON TO THIS ISSUE. IT IS AN ILLEGAL
5 VOTE. VOID THE ELECTION. VOID THE BALLOT. THANK YOU ON MEASURE
6 "R."

7

8 **SUP. BURKE, CHAIR:** THANK YOU.

9

10 **JOHN WALSH:** OH, AND I HAVE COPIES FOR ALL OF YOU.

11

12 **SUP. BURKE, CHAIR:** YES.

13

14 **SUP. MOLINA:** GOSH, THIS IS SO SAD. I'M ASKING THAT ALL MEMBERS
15 ADJOURN IN THE MEMORY OF MR. SA'ID RUSHDIE, A FORMER LONG-TIME
16 COUNTY EMPLOYEE WHO RETIRED FROM THE LOS ANGELES COUNTY
17 COMMUNITY DEVELOPMENT COMMISSION IN 2006. I DON'T KNOW HOW
18 MANY OF YOU HAD AN OPPORTUNITY TO WORK WITH SA'ID, BUT HE'S A
19 REAL TRAILBLAZER. HE WORKED WITH US ON SO MANY ISSUES,
20 INCLUDING AFFORDABLE HOUSING, THAT WE'VE BEEN ABLE TO BUILD SO
21 MANY UNITS WITHIN OUR DISTRICTS. AND HE HAS HELPED AND SO MANY
22 FAMILIES MOVE INTO AFFORDABLE HOUSING. HE WORKED TIRELESSLY
23 WITH MY STAFF ON BEHALF OF OUR CONSTITUENTS. I'M REALLY
24 HONORED TO ACKNOWLEDGE HIS EXEMPLARY PUBLIC SERVICE AND
25 SADDENED TO HEAR THAT HE'S PASSED AWAY. WE WANT TO EXTEND OUR



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1 HEARTFELT CONDOLENCES TO HIS ENTIRE FAMILY, IN PARTICULAR TO
2 HIS SON.

3

4 **SUP. BURKE, CHAIR:** SO ORDERED. ALL MEMBERS.

5

6 **CLERK SACHI HAMAI:** IN ACCORDANCE WITH BROWN ACT REQUIREMENTS,
7 NOTICE IS HEREBY GIVEN THAT THE BOARD OF SUPERVISORS WILL
8 CONVENE IN CLOSED SESSION TO DISCUSS ITEM NUMBER CS-2,
9 CONFERENCE WITH LABOR NEGOTIATORS WILLIAM T FUJIOKA AND
10 DESIGNATED STAFF. AND ITEM NUMBER CS-3, CONSIDERATION OF
11 DEPARTMENT HEAD PERFORMANCE EVALUATIONS AS INDICATED ON THE
12 POSTED AND SUPPLEMENTAL AGENDA. PLEASE NOTE THAT THE BOARD OF
13 SUPERVISORS' NEXT REGULAR MEETING WILL BE HELD ON TUESDAY,
14 NOVEMBER 18TH, 2008, AT 9:30 A.M. THANK YOU.

15

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**The Meeting Transcript of
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1 I, JENNIFER A. HINES, Certified Shorthand Reporter

2 Number 6029/RPR/CRR qualified in and for the State of
3 California, do hereby certify:

4 That the transcripts of proceedings recorded by the
5 Los Angeles County Board of Supervisors November 12, 2008
6 were thereafter transcribed into typewriting under my
7 direction and supervision;

8 That the transcript of recorded proceedings as
9 archived in the office of the reporter and which

10 have been provided to the Los Angeles County Board of
11 Supervisors as certified by me.

12 I further certify that I am neither counsel for, nor
13 related to any party to the said action; nor

14 in anywise interested in the outcome thereof.

15 IN WITNESS WHEREOF, I have hereunto set my hand this
16 14th day of November 2008 for the County records to be used
17 only for authentication purposes of duly certified transcripts
18 as on file of the office of the reporter.

19

20 JENNIFER A. HINES

21 CSR No. 6029/RPR/CRR

22

23

24

25